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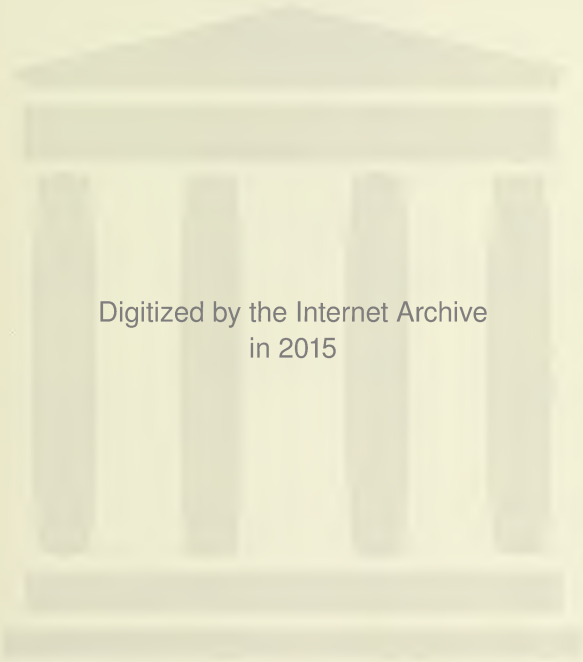

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

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Tuesday, June 7, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:11 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of April 26, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

Rick Caldeira, Legislative Deputy Director, informed the Board of Supervisors that he was in receipt of correspondence from Mayor Edwin Lee on June 1, 2011, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

110507 [Appropriating Surplus Revenues and Expenditures and General Fund Reserve to Support Shortfalls in the Department of Public Health for FY2010-2011 - $29,494,813]
Sponsor: Mayor
Ordinance recognizing state revenue losses of $18,484,060 at San Francisco General Hospital and appropriating $29,494,813 including $6,543,813 of General Fund reserve, $14,851,000 of surplus Laguna Honda Hospital revenues, $1,925,000 of surplus San Francisco General Hospital revenues, de-appropriating $6,175,000 of non-hospital operations expenditures at San Francisco General Hospital to fund cost overruns in the Department of Public Health including $19,653,813 at San Francisco General Hospital and $9,841,000 at Laguna Honda Hospital for FY2010-2011. (Fiscal Impact.)

Ordinance No. 88-11

FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

110047 [Liquor License Transfer - 320 Fell Street]
Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 953 Harrison Street to 320 Fell Street (District 5), to Scot Plewacki for Fatted Calf, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 227-11

ADOPTED

110597 [Accept and Expend Grant - Transportation Development Act, Article 3 - $696,000]
Sponsor: Chiu
Resolution authorizing the Municipal Transportation Agency to accept and expend a grant from the State Transportation Development Act Article 3 funds totaling $696,000 including $341,000 for the Department of Public Works and $355,000 for various pedestrian and bicycle projects in San Francisco in FY2011-2012.

Resolution No. 228-11

ADOPTED

110598 [Accept and Expend Grant - Non-Structural Seismic Retrofit - $999,999]
Sponsor: Cohen
Resolution authorizing the Department of Public Health and San Francisco General Hospital to retroactively accept and expend a federal pass-through state grant in the amount of $999,999 from the California Emergency Management Agency (CalEMA), to support San Francisco General Hospital's non-structural retrofit activities for the period February 15, 2011, through February 14, 2014, and waiving indirect costs.

Resolution No. 229-11

ADOPTED

Recommendation of the Land Use and Economic Development Committee

110564 [Transfer Agreement - Alice Griffith Public Housing Opportunity Center]
Sponsor: Mayor
Resolution approving and authorizing the transfer of a modular structure located at 2525 Griffith Street, commonly known as the Alice Griffith Opportunity Center, by the City and County of San Francisco, acting by and through the Mayor's Office of Housing to the Housing Authority of the City and County of San Francisco, for the purpose of continuing resident and community events and the provision of resident services benefitting Alice Griffith Public Housing residents.

Resolution No. 230-11

ADOPTED

Recommendation of the Public Safety Committee

110571 [Accept and Expend Grant - Interoperable Emergency Communications Grant Program - $1,227,632]
Sponsor: Chiu
Resolution authorizing the Department of Emergency Management, as primary grantee and fiscal agent for the Capitol-Bay Planning Area, to retroactively accept and expend a FY2010 Interoperable Emergency Communications Program Grant award in the amount of $1,227,632 from the United States Department of Homeland Security, through the California Emergency Management Agency, for the period July 1, 2010, to March 31, 2013.

Resolution No. 231-11

ADOPTED

Recommendation of the Rules Committee

110593 **[Appointment, Public Utilities Revenue Bond Oversight Committee - Brian Browne]**
Motion appointing Brian Browne, term ending November 12, 2011, to the Public Utilities Revenue Bond Oversight Committee. (Clerk of the Board)
Brian Browne, seat 1, succeeding himself, term expired, must have expertise, skills and experience in economics, the environment, construction or project management, for the unexpired portion of a four-year term ending November 12, 2011.

Motion No. M11-89

APPROVED

Supervisor Kim was noted absent at 2:17 p.m. and present at 2:21 p.m.

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Absent: 1 - Kim

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Economic Development Committee

110328 **[CEQA Findings - Treasure Island/Yerba Buena Island Development Project]**
Sponsor: Mayor
Resolution adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations in connection with the development of Treasure Island/Yerba Buena Island, as envisioned in the Development Agreement for the Treasure Island/Yerba Buena Island Project Area.

Resolution No. 246-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110228 **[General Plan Amendments - Treasure Island/Yerba Buena Island Development Project]**

Sponsor: Mayor

Ordinance amending the San Francisco General Plan by amending the Commerce and Industry Element, Community Facilities Element, Housing Element, Recreation and Open Space Element, Transportation Element, Urban Design Element, and Land Use Index, maps and figures in various elements, and by adopting and adding the Treasure Island/Yerba Buena Island Area Plan, in order to facilitate the development of Treasure Island/Yerba Buena Island as endorsed by the Board of Supervisors and the Mayor in 2006 and updated in 2010, and envisioned in the Treasure Island/Yerba Buena Island Development Agreement, adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Economic Impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110229 **[Planning Code - Zoning - Treasure Island/Yerba Buena Island - Special Use District]**

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Sections 102.5 and 201 to include the Treasure Island/Yerba Buena Island districts; amending Section 105 relating to height and bulk limits for Treasure Island/Yerba Buena Island; adding Section 249.52 to establish the Treasure Island/Yerba Buena Island Special Use District; adding Section 263.26 to establish the Treasure Island/Yerba Buena Island Height and Bulk District; amending the bulk limits table associated with Section 270 to refer to the Treasure Island/Yerba Buena Island Height and Bulk District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Privilege of the floor was granted to John Malamut (City Attorney's Office) who responded to questions raised throughout the discussion regarding File No. 110229.

Supervisor Mar, seconded by Supervisor Avalos, moved to amend the accompanying Treasure Island/Yerba Buena Island Design for Development, as provided by Supervisor Mar, and included in File No. 110229. The motion carried by the following vote:
Ayes: 7 - Avalos, Campos, Chiu, Elsbernd, Kim, Mar, Mirkarimi
Noes: 4 - Chu, Cohen, Farrell, Wiener

Supervisor Mirkarimi, seconded by Supervisor Kim, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

PASSED ON FIRST READING AS AMENDED, and after accepting the amendments to the Treasure Island/Yerba Buena Island Design for Development, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110227 [Zoning Map Amendment - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the Zoning Map of the City and County of San Francisco by adding new Sectional Map ZN14 to show the zoning designations of Treasure Island/Yerba Buena Island; adding new Sectional Map HT14 to establish the Height and Bulk District for Treasure Island/Yerba Buena Island; adding new Sectional Map SU14 to establish the Treasure Island/Yerba Buena Island Special Use District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Economic Impact.)

Supervisor Mirkarimi, seconded by Supervisor Kim, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110230 [Subdivision Code - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Ordinance amending the San Francisco Subdivision Code to add Division 4 pertaining to the subdivision process applicable to development within the Treasure Island/Yerba Buena Island Project Site described in the Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, relative to Naval Station Treasure Island, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110517 [Treasure Island Transportation Implementation Plan]

Sponsor: Mayor

Resolution approving the Treasure Island Transportation Implementation Plan; and adopting findings under the California Environmental Quality Act.

Resolution No. 245-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Land Use and Economic Development Committee and the Budget and Finance Sub-Committee Without Recommendation

110291 [Disposition and Development Agreement and Interagency Cooperation Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Resolution approving a Disposition and Development Agreement between the Treasure Island Development Authority and Treasure Island Community Development, LLC, for certain real property located on Treasure Island/Yerba Buena Island; approving an Interagency Cooperation Agreement between the City and the Treasure Island Development Authority; and adopting findings, including findings that the agreements are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1, and findings under the California Environmental Quality Act.
(Economic Impact, Fiscal Impact.)

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved to amend the Disposition and Development Agreement, as provided by Supervisors Chiu and Kim, and included in File No. 110291. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi, seconded by Supervisor Kim, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 241-11

ADOPTED AS AMENDED, and after accepting the amendments to the Disposition and Development Agreement, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110290 [Economic Development Conveyance Memorandum of Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Resolution approving the Economic Development Conveyance Memorandum of Agreement for the transfer of former Naval Station Treasure Island from the United States Government to the Treasure Island Development Authority; adopting findings under the California Environmental Quality Act.
(Fiscal Impact, Economic Impact.)

Resolution No. 242-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110289 [Homeless Development Initiative Agreement - Treasure Island/Yerba Buena Island]

Sponsor: Mayor

Resolution approving the Amended and Restated Base Closure Homeless Assistance Agreement with the Treasure Island Homeless Development Initiative; adopting findings, including findings that the agreement is consistent with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1 and findings under the California Environmental Quality Act.

Resolution No. 243-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation the Land Use and Economic Development Committee

110340 [Public Trust Exchange Agreement - Treasure Island/Yerba Buena Island]
Sponsor: Mayor

Resolution approving the Public Trust Exchange Agreement between the Treasure Island Development Authority and the California State Lands Commission in furtherance of the Treasure Island/Yerba Buena Island Project; adopting findings under the California Environmental Quality Act.

Supervisor Mirkarimi, seconded by Supervisor Kim, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 244-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Land Use and Economic Development Committee Without Recommendation

110300 [Development Agreement - Parkmerced]
Sponsor: Elsbernd

Ordinance approving a Development Agreement between the City and County of San Francisco and Parkmerced Investors, LLC, for certain real property located in the Lake Merced District of San Francisco, commonly referred to as Parkmerced, generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; making findings under the California Environmental Quality Act, findings of conformity with the City's General Plan and with the eight priority policies of Planning Code Section 101.1(b); and waiving certain provisions of Administrative Code Chapter 56. (Planning Department) (Economic Impact.)

Supervisor Chu, seconded by Supervisor Chiu, moved to amend the accompanying Development Agreement, as provided by Supervisor Chiu, included in File No. 110226. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Ordinance No. 89-11

FINALLY PASSED, after accepting the amendments to the Development Agreement, by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

110301 [Planning Code - Special Use District - Parkmerced]
Sponsor: Elsbernd

Ordinance amending the San Francisco Planning Code by amending Sections 102.5 and 201 to include the Parkmerced Zoning Districts; adding Section 249.64 to establish the Parkmerced Special Use District; amending Planning Code Section 270 to refer to the Parkmerced Special Use District; and adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Commission)

Ordinance No. 90-11

FINALLY PASSED by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

110302 [Planning Code - Zoning Map Amendments - Parkmerced]
Sponsor: Elsbernd

Ordinance amending the San Francisco Planning Code by amending Sectional Maps ZN13, HT13, and SU13 of the Zoning Map of the City and County of San Francisco to reflect the Parkmerced Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Commission)

Ordinance No. 91-11

FINALLY PASSED by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

110303 [General Plan Amendment - Parkmerced]
Sponsor: Elsbernd
Ordinance amending the San Francisco General Plan by amending the Urban Design Element Height Map with respect to the Parkmerced site; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Ordinance No. 92-11

FINALLY PASSED by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

Recommendations of the Rules Committee

110595 [Convening the Redistricting Task Force]
Sponsors: Chiu; Kim
Ordinance convening the Redistricting Task Force, pursuant to Charter Section 13.110(d).

Ordinance No. 93-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110697 [Campaign and Governmental Conduct Code - Adding Redistricting Task Force To Conflict of Interest Code]
Sponsors: Chiu; Kim
Ordinance amending the City's Conflict of Interest Code to include the Redistricting Task Force.

Ordinance No. 94-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

110555 [Water Revenue Bonds and Water Revenue Refunding Bonds Issuance]
Sponsor: Chu
Resolution approving the issuance of water revenue bonds and water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue bonds are issued; authorizing the taking of appropriate actions in connection therewith; and related matters. (Fiscal Impact.)

Resolution No. 232-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110554 [Water Revenue Bond Issuance - Not to Exceed $49,100,000]
Sponsor: Chu
Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission in an amount not to exceed $49,100,000 to finance improvements to the CUW260 Water Main, the Commission's Hetch Hetchy Water and Power System and the Treasure Island Project, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110579 [Administrative Code - Water Enterprise Environmental Enhancement Surcharge Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 10, Article XIII, to create the Public Utilities Water Enterprise Environmental Enhancement Surcharge Fund.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110487 [Contract Amendment - En Pointe Technology Sales Inc. - Not to Exceed $28,000,000]
Resolution authorizing the Office of Contract Administration to enter into the First Amendment between the City and En Pointe Technology Sales, Inc. (En Pointe, part of the Technology Store procurement vehicle), in which the amendment shall increase the contract amount from $24,000,000 to $28,000,000 and update certain standard contractual clauses. (Office of Contract Administration)
(Fiscal Impact.)

Resolution No. 233-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110538 [Lease of Property - MTA's Transit Management Center - 1455 Market Street]
Resolution authorizing the lease of 39,573 sq. ft. property located at 1455 Market Street, for ten years plus options to extend, for the San Francisco Municipal Transportation Agency's Transit Management Center. (Real Estate Department)
(Supervisors Mirkarimi and Kim dissented in Committee.)

Privilege of the floor was granted to Carter Rohan (MTA) and John Updike (Real Estate Department) who responded to questions raised throughout the discussion regarding File No. 110538.

Resolution No. 247-11

ADOPTED by the following vote:

Ayes: 7 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 4 - Campos, Kim, Mar, Mirkarimi

110558 [Adopting the Five-Year Financial Plan - FYs 2011-2012 through 2015-2016]
Sponsors: Mayor; Chiu and Chu
Resolution adopting the City's Five-Year Financial Plan for FYs 2011-2012 through 2015-2016 pursuant to Charter Section 9.119.

Resolution No. 249-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110655 [General Obligation Bonds - Road Repaving and Street Safety - $248,000,000]
Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi
Resolution determining and declaring that the public interest and necessity demand the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation, and renovation of traffic infrastructure and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $248,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County of San Francisco and will require incurring bonded indebtedness; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; providing for the City and County of San Francisco to declare its official intent to reimburse prior expenditures; and waiving the time limits set forth in Administrative Code Section 2.34.
(Fiscal Impact.)

Resolution No. 248-11

ADOPTED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Cohen, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Elsbernd, Farrell

110578 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: 1) employee and public parking management services; 2) general security services; 3) information booth services; 4) shuttle bus services (Airport); and 5) janitorial services and security services (Port).

Resolution No. 234-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the City Operations and Neighborhood Services Committee

110334 [Transportation Code - Limits for Parking at Inoperable/Broken Meters]
Sponsor: Avalos
Ordinance amending San Francisco Transportation Code, Division I, by amending Section 7.2.30 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for on-street parking, and adding Section 7.2.65 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for off-street parking. (Municipal Transportation Agency)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110003 [Liquor License - 2323 Market Street]
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Shawn Higgins for D & H Sustainable Jewelers, located at 2323 Market Street (District 8), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 235-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110610 [Department of Children, Youth, and Their Families Community Needs Assessment]
Sponsor: Mayor
Resolution approving the Community Needs Assessment developed by the Department of Children, Youth, and Their Families, in accordance with Section 16.108 of the San Francisco Charter.

Resolution No. 236-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Government Audit and Oversight Committee

110463 [Memorandum of Understanding - Committee of Interns and Residents]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Committee of Interns and Residents effective July 1, 2011, through June 30, 2014.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110485 [Official Advertising - FY2011-2012]
Resolution designating the Examiner and the San Francisco Chronicle to be the official newspapers of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY2011-2012. (Office of Contract Administration)

Privilege of the floor was granted to Jackie Wong (Office of Contract Administration) who responded to questions raised throughout the discussion regarding File No. 110485.

Resolution No. 237-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110529 [Outreach Advertising and Neighborhood Outreach Advertising - FY2011-2012]
Resolution designating the San Francisco Bay View to be the outreach newspaper of the City and County for the African American community; China Press, Sing Tao Daily, and World Journal to be the outreach newspaper of the City and County for the Chinese community; El Mensajero and El Reportero to be the outreach newspaper of the City and County for the Hispanic community, Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual, and Transgender community; Central City Extra to be the neighborhood outreach newspaper of the City and County for the Central City neighborhood; Marina Times and Northside San Francisco to be the neighborhood outreach newspapers of the City and County for the Northern San Francisco neighborhood; Potrero View to be the neighborhood outreach newspaper of the City and County for the Potrero Hill neighborhood; West Portal Monthly to be the neighborhood outreach newspaper of the City and County for the West Portal neighborhood; and Western Edition to be the neighborhood outreach newspaper for the City and County for the Western Addition neighborhood; to provide outreach advertising for FY2011-2012. (Office of Contract Administration)

Privilege of the floor was granted to Jackie Wong (Office of Contract Administration) who responded to questions raised throughout the discussion regarding File No. 110529.

Resolution No. 238-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110600 [Fillmore Jazz Community Benefit District Expansion and Renaming to Fillmore Community Benefit District]

Sponsor: Mirkarimi

Resolution 1) declaring the intention of the Board of Supervisors to renew the property based Fillmore Jazz Community Benefit District, to be expanded and renamed the "Fillmore Community Benefit District," and to levy a multi-year assessment on identified parcels in the district; 2) approving the management district plan and engineer's report and proposed boundaries map for the district; 3) ordering and setting a time and place for a public hearing thereon; 4) approving the form of the Notice of Public Hearing and Assessment Ballots; and 5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.

The amendments to the accompanying Fillmore Community Benefit District Management Plan, as provided by Supervisor Mirkarimi, included in File No. 110600, were received without objection.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 225-11

ADOPTED AS AMENDED, and after accepting the amendments to the Fillmore Community Benefit District Management Plan, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110603 [Memorandum of Understanding Second Amendment - Urban Areas Security Initiative Grant Funds]

Sponsor: Chu

Resolution approving a Second Amendment to the Memorandum of Understanding (MOU) between the City and County of San Francisco, the City of Oakland, the City of San Jose, the County of Alameda, and the County of Santa Clara, that establishes a governance structure and procedures for application, allocation, and distribution of federal Urban Areas Security Initiative Grant Funds to the Bay Area Urban Area, to extend the term of the MOU to December 31, 2011, and authorizing the Executive Director of the Department of Emergency Management to execute that Second Amendment on behalf of the City and County of San Francisco.

Resolution No. 239-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Rules Committee

110335 [Campaign and Governmental Conduct Code - Gift Restrictions]

Sponsor: Cohen

Ordinance amending the San Francisco Campaign and Governmental Conduct Code, Section 3.216 to: 1) prohibit loans from restricted sources and subordinates; and 2) modify the reporting requirements for elected officials receiving gifts of travel.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110435 [Business and Tax Regulations Code - Citizen's Advisory Committee - Central Market Street and Tenderloin Area]

Sponsors: Kim; Chiu

Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-A, by adding Section 906.3-1 to establish a Citizen's Advisory Committee for the Central Market Street and Tenderloin Area.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi Excused from Voting

Supervisor Mar, seconded by Supervisor Chu, moved that Supervisor Mirkarimi be excused from voting on File No. 110587. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Mirkarimi

110587 [Appointment, Reentry Council - Supervisor Ross Mirkarimi]
Motion appointing Supervisor Ross Mirkarimi, term to be determined, to the Reentry Council. (Rules Committee)

Motion No. M11-90

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110426 [Public Hearing - Report of Assessment Costs for Blighted Properties]
Public hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

The President inquired as to whether any member of the public wished to address the Board. Kenny Bruce (Department of Public Works) provided an overview of the assessments. Avi Ehrlich; Male Speaker; Walter Paulson; Norbert Travengard; Sonja Sandeman; Erin Sandeman; Edward Olsen; Craig Wong; Lena Gong; Male Speaker; Nelly Payton Rose; Raymond Almach; spoke objecting to the proposed assessments. Kenny Bruce (Department of Public Works) responded to questions raised throughout the discussion. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110427 [Report of Assessment Costs for Blighted Properties]

Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

Kenny Bruce (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment:
479 - 3rd Street
205 - 3rd Street
139 - 8th Street
314 - 11th Street
3330 - 24th Street
125 Bay Shore Blvd
195 Broad Street
1516 Broadway
580 Bryant Street
643 Divisadero Street
819 Ellis Street
4450 Geary Blvd
685 Geary Street
1391 Gilman Avenue
1979 Mission Street
1037 Ocean Avenue
745 O'Farrell Street
656 Post Street
2201 Powell Street
1057 Valencia Street
1266 Valencia Street

The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 110427, were received without objection.

Resolution No. 226-11

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Supervisor Farrell, seconded by Supervisor Mar, moved to consolidate the four hearing matters (File Nos. 110614, 110673, 110315, 110666) related to the North Beach Library and Joe DiMaggio Playground Master Plan Project into one single hearing. The motion passed by the following vote: Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110614 **[Public Hearing - Appeal of Final Environmental Impact Report - North Beach Public Library and Joe DiMaggio Playground Master Plan Project]**

Hearing of persons interested in or objecting to the decision of the Planning Commission's April 21, 2011, Certification of a Final Environmental Impact Report, identified as Planning Case No. 2008.0968E, through its Motion No. 18321, for the proposed North Beach Branch Library and Joe DiMaggio Playground Master Plan Project located at 701 Lombard and 2000 Mason Streets. (District 3) (Appellant: Joan Joaquin-Wood on behalf of Friends of Appleton-Wolfard Libraries and Coalition for a Better North Beach Library and Playground).
(Filed May 11, 2011; Companion File Nos. 110615, 110616, 110617.)

The President inquired as to whether any member of the public wished to address the Board. Luis Herrera, City Librarian (Public Library); Phil Ginsburg, General Manager (Recreation and Park); Marsha Maytum; Ed Reiskin, Director (Public Works); Pilar LaValley (Planning); presented information and responded to questions raised throughout the discussion. Sal Busalacchi and Howard Wong (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Sue Cauthen; Emil Lawrence; Zach Stewart; June Osterberg; Merle Easton; Bradley Weedmeir; Joan Wood; Sarah Kleban; Sal Busalacchi; Howard Wong; Joseph Butler; Barry Toronto; spoke in support of the appeal and in opposition to the proposed legislation matters. Michael Jaciento (Planning Department) and John Malamut (City Attorney's Office) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Male Speaker; Marisa Ehrlich; Lisa Garbus; Howard Chabner; Jewelle Gomez; Craig Hartman; Shawn Madison; Female Speaker; Kim Nolt; Sam; Mark Cornmeer; Female Speaker; Rene Meiha; Donna Bero; Julie Christensen; spoke in opposition to the appeal and in support of the proposed legislation matters. Howard Wong (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

110615 **[Affirming Certification of the Final Environmental Impact Report - North Beach Public Library and Joe DiMaggio Playground Master Plan Project]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the North Beach Public Library and Joe DiMaggio Playground Master Plan Project.

Motion No. M11-91

Supervisor Chiu, seconded by Supervisor Elsbernd, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110616 **[Reversing Certification of the Final Environmental Impact Report - North Beach Public Library and Joe DiMaggio Playground Master Plan Project]**

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the North Beach Public Library and Joe DiMaggio Playground Master Plan Project.

Supervisor Chiu, seconded by Supervisor Elsbernd, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110617 **[Preparation of Findings to Reverse Certification of the Final Environmental Impact Report - North Beach Public Library and Joe DiMaggio Playground Master Plan Project]**

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the North Beach Public Library and Joe DiMaggio Playground Master Plan Project.

Supervisor Chiu, seconded by Supervisor Elsbernd, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

See approved motion consolidating all four hearing matters (File Nos. 110614, 110673, 110315, 110666) above.

Board of Supervisors Sitting as a Committee of the Whole

110673 [Public Hearing - Zoning Map Amendment - 701 Lombard Street]
Sponsor: Chiu

Public hearing to consider the proposed Ordinance amending the San Francisco Zoning Map, by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" (Open Space) Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street from the Telegraph Hill - North Beach Residential Special Use District and the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

The President inquired as to whether any member of the public wished to address the Board. Luis Herrera, City Librarian (Public Library); Phil Ginsburg, General Manager (Recreation and Park); Marsha Maytum; Ed Reiskin, Director (Public Works); Pilar LaValley (Planning); presented information and responded to questions raised throughout the discussion. Sal Busalacchi and Howard Wong (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Sue Cauthen; Emil Lawrence; Zach Stewart; June Osterberg; Merle Easton; Bradley Weedmeir; Joan Wood; Sarah Kleban; Sal Busalacchi; Howard Wong; Joseph Butler; Barry Toronto; spoke in support of the appeal and in opposition to the proposed legislation matters. Michael Jaciento (Planning Department) and John Malamut (City Attorney's Office) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Male Speaker; Marisa Ehrlich; Lisa Garbus; Howard Chabner; Jewelle Gomez; Craig Hartman; Shawn Madison; Female Speaker; Kim Nolt; Sam; Mark Cornmeer; Female Speaker; Rene Meiha; Donna Bero; Julie Christensen; spoke in opposition to the appeal and in support of the proposed legislation matters. Howard Wong (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110312 [Zoning Map Amendment - 701 Lombard Street]

Sponsors: Chiu; Mayor

Ordinance amending the San Francisco Zoning Map, by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" Open Space Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street and 2000 Mason Street (Assessor's Block No. 75, Lot No. 01) from the Telegraph Hill - North Beach Residential Special Use District and to remove 701 Lombard Street from the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

See approved motion consolidating all four hearing matters (File Nos. 110614, 110673, 110315, 110666) above.

Board of Supervisors Sitting as a Committee of the Whole

110315 [Hearing - Street Vacation Order - Joe DiMaggio Playground Master Plan - Mason Street]

Sponsors: Mayor; Chiu

Hearing of persons interested in or objecting to proposed Ordinance ordering the vacation of the one block portion of Mason Street between Lombard Street and Columbus Avenue for purposes of the North Beach Public Library and Joe DiMaggio Playground Master Plan, subject to certain conditions; accepting a Department of Public Works work order; approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Recreation and Park Department at the time the vacation is final and effective; making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

The President inquired as to whether any member of the public wished to address the Board. Luis Herrera, City Librarian (Public Library); Phil Ginsburg, General Manager (Recreation and Park); Marsha Maytum; Ed Reiskin, Director (Public Works); Pilar LaValley (Planning); presented information and responded to questions raised throughout the discussion. Sal Busalacchi and Howard Wong (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Sue Cauthen; Emil Lawrence; Zach Stewart; June Osterberg; Merle Easton; Bradley Weedmeir; Joan Wood; Sarah Kleban; Sal Busalacchi; Howard Wong; Joseph Butler; Barry Toronto; spoke in support of the appeal and in opposition to the proposed legislation matters. Michael Jaciento (Planning Department) and John Malamut (City Attorney's Office) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Male Speaker; Marisa Ehrlich; Lisa Garbus; Howard Chabner; Jewelle Gomez; Craig Hartman; Shawn Madison; Female Speaker; Kim Nolt; Sam; Mark Cornmeer; Female Speaker; Rene Meiha; Donna Bero; Julie Christensen; spoke in opposition to the appeal and in support of the proposed legislation matters. Howard Wong (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

From the Land Use and Economic Development Committee Without Recommendation

110316 **[Street Vacation Order - Joe DiMaggio Playground Master Plan - Mason Street]**
Sponsors: Mayor; Chiu

Ordinance ordering the vacation of the one block portion of Mason Street between Lombard Street and Columbus Avenue for purposes of the North Beach Public Library and Joe DiMaggio Playground Master Plan, subject to certain conditions; accepting a Department of Public Works work order; approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Recreation and Park Department at the time the vacation is final and effective; making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

See approved motion consolidating all four hearing matters (File Nos. 110614, 110673, 110315, 110666) above.

Board of Supervisors Sitting as a Committee of the Whole

110666 **[Public Hearing - Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]**
Sponsor: Chiu

Public hearing to consider the proposed Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Privilege of the floor was granted to Kristen Jensen (City Attorney's Office) who responded to questions raised throughout the discussion regarding File Nos. 110666 and 110667.

Supervisor Mar, seconded by Supervisor Mirkarimi, moved that this Hearing be CONTINUED to June 28, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Committee of the Whole Adjourn and Report

110667 [Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]
Sponsor: Chiu

Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1.

Privilege of the floor was granted to Kristen Jensen (City Attorney's Office) who responded to questions raised throughout the discussion regarding File Nos. 110666 and 110667.

Supervisor Mar, seconded by Supervisor Mirkarimi, moved that this Hearing be CONTINUED to June 28, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Wiener, seconded by Supervisor Campos, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Carole Cullum and Kathy Brehm in recognition of their accomplishments and continued community support.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to the class of the Head Start/Raza Studies Dual Language Pilot Program at San Francisco State University in recognition of their accomplishments upon their graduation.

SPECIAL ORDER 5:00 P.M.

110618 [Public Hearing - Appeal of Final Environmental Impact Report - Treasure Island/Yerba Buena Island Redevelopment Project]

Hearing of persons interested in or objecting to the decision of the Planning Commission's April 21, 2011, Certification of a Final Environmental Impact Report, identified as Planning Case No. 2007.0903E, through its Motion No. 18325, for the proposed Treasure Island/Yerba Buena Island Project. (District 6) (Appellants: Saul Bloom on behalf of Arc Ecology; Michael Lynes on behalf of Golden Gate Audubon Society; Kate Looby on behalf of Sierra Club, San Francisco Bay Chapter; Brent Plater on behalf of Wild Equity Institute; Ken Masters; and Aaron Peskin.)
(Filed May 11, 2011; Companion to File Nos. 110619, 110620, 110621.)

The President inquired as to whether any member of the public wished to address the Board. Keith Wagner (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. John Malamut (City Attorney's Office) presented information and responded to questions raised throughout the discussion. Keith Wagner (Appellant) responded to questions raised throughout the discussion. Eric Brooks; Bernie Choden; Paul Currier; Tony Gatner; Brent Player; Barbara Bath; Sue Vaughan; Rebecca Evans; James Richmond; Haeyoung; Zach Stewart; Howard Strasser; Mary Lipnia; Judith Hoyem; Walter Paulson; Michelle Myers; Saul Bloom; Aaron Peskin; spoke in support of the appeal. Rick Cooper (Planning Department), Rich Hillis (Economic and Workforce Development), Michael Tymoff (Economic and Workforce Development), Viktoriya Wise (Planning Department), Bill Wycko (Planning Department), John Malamut (City Attorney's Office) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Chris Meany and Whit Manley (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Jim Lazarus; Matt Regan; Emil Lawrence; Lynda Spence; Robert Mittelstadt; Gail Gilman; Claudine Cheng; Male Speaker; John Tammen; Michael Theriault; John Stewart; Peter Nickelstein; Tom McCarthy; Leo Cassidy; Patrick Uniacke; Wanda Heffernan; George Smith; James Gibert; Larry Visakowitz; Tim Colen; Male Speaker; Sherry Williams; Emily Rapaport; Jeff Bialik; Chantel Ginochio; Natalie Bonnewit; Mark Connors; John Bozeman; Tony Rodriquez; Neil Malloch; Linda Richardson; Nora Caldean; John Rocha; Andy Thornley; Nella Gonzales; Clair Isaac; Erick Brown; Chris Apafoman; Becky Hogue; Tim Molinare; Carisa Harris; Margie O'Driscoll; Heather Gallagher; Karen Knowles-Pearce; Dave Lopez; Joe Ekland; Manuel Flores; Adrian Simi; Paul Cohen; spoke in support of the project and in opposition to the appeal. Keith Wagner (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

Supervisor Cohen was noted absent at 8:47 p.m. and present at 8:50 p.m.

110619 [Affirming Certification of the Final Environmental Impact Report - Treasure Island/Yerba Buena Island Project]

Motion affirming the Planning Commission's Certification of the Final Environmental Impact Report for the Treasure Island/Yerba Buena Island Project.

Supervisor Kim, seconded by Supervisor Campos, moved to approve the motion. The motion carried by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Cohen

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Motion No. M11-92

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110620 [Reversing Certification of the Final Environmental Impact Report - Treasure Island/Yerba Buena Island Project]

Motion reversing the Planning Commission's Certification of the Final Environmental Impact Report for the Treasure Island/Yerba Buena Island Project.

Supervisor Kim, seconded by Supervisor Campos, moved to table the motion. The motion carried by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Cohen

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110621 [Preparation of Findings to Reverse Certification of the Final Environmental Impact Report - Treasure Island/Yerba Buena Island Project]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's Certification of the Final Environmental Impact Report for the Treasure Island/Yerba Buena Island Project. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved to table the motion. The motion carried by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Cohen

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMITTEE REPORTS

From the Land Use and Economic Development Committee Without Recommendation

110226 [Development Agreement - Treasure Island/Yerba Buena Island]
Sponsor: Mayor
Ordinance approving a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, for certain real property located within Treasure Island/Yerba Buena Island; exempting certain sections of Administrative Code Chapter 6, Chapter 14B and Chapter 56; and adopting findings, including findings under the California Environmental Quality Act, findings of consistency with the City's General Plan and with the Eight Priority Policies of Planning Code Section 101.1(b), and findings relating to the formation of infrastructure financing districts.
(Fiscal Impact, Economic Impact.)

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved to amend the Development Agreement, as provided by Supervisor Kim, and included in File No. 110226. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

PASSED ON FIRST READING, after accepting the amendments to the Development Agreement, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Male Speaker; expressed various religious concerns.
Tariq Mehmood; expressed concerns regarding taxi services.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110060 [Apply for Grant - Statewide Park Program]
Sponsors: Avalos; Elsbernd and Campos
Resolution approving Office of Economic and Workforce Development to apply for grant funds from Statewide Park Program Grant Funds.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 240-11

ADOPTED

110061 [Urging Congressional Funding for Pedestrian, Bicycle, and Transit Projects]
Sponsors: Mirkarimi; Chiu and Campos
Resolution urging the United States Congress to maintain federal funding for pedestrian, bicycle, and transit projects.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 250-11

ADOPTED

110143 [Committee of the Whole - Elimination and/or Reduction of Health Care Services (Beilenson Hearing)]
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 14, 2011, at 3:00 p.m., to consider the elimination and/or reduction of health care services (Beilenson Hearing).

Motion No. M11-94

APPROVED

110700 [Final Map 6223 - 265 Dorland Street]
Motion approving Final Map 6223, a 5 Residential Unit Condominium Project, located at 265 Dorland Street being a subdivision of Lot No. 035 in Assessors Block No. 3580 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M11-95

APPROVED

110701 [Final Map 6248 - 2900 Fulton Street]
Motion approving Final Map 6248, a 5 Unit Mixed-Use Condominium Project (4 Unit Residential and 1 Unit Commercial), located at 2900 Fulton Street being a subdivision of Lot No. 017 in Assessors Block No. 1648 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M11-96

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 110672 be severed so that it may be considered separately.

110672 [Committee of the Whole - Amending Zoning Designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01)]
Sponsor: Chiu
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 7, 2011, at 3:00 p.m., to hold a public hearing on an Ordinance amending the San Francisco Zoning Map, by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" (Open Space) Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street and 2000 Mason Street (Assessor's Block No. 75, Lot No. 01) from the Telegraph Hill - North Beach Residential Special Use District and to remove 701 Lombard Street from the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 110672. Joan Wood expressed various concerns relating to the matter. There were no other speakers. The President declared public comment closed.

Motion No. M11-93

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Avalos requested that File No. 110669 be severed so that it may be considered separately.

110669 [Opposing Taxi Fare Increase Without Improved Taxi Service]
Sponsors: Wiener; Farrell and Cohen
Resolution opposing proposed taxi fare increase under consideration by the Municipal Transportation Agency in the absence of improved taxi service.

FAILED. The motion FAILED by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener
Noes: 4 - Avalos, Campos, Mar, Mirkarimi

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

110384 [Interim Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
(Fiscal Impact)

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110385 [Interim Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for the FYs ending June 30, 2012, and June 30, 2013, for the Airport Commission, Port Commission, and Public Utilities Commission.

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]

Sponsor: Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110431 [Administrative Code - Minimum Transportation Reimbursement - Airport-Area Employees]

Sponsor: Campos

Draft Ordinance amending Section __ of the San Francisco Administrative Code by adding Chapter 12Z, encompassing Sections 12Z.1 to 12Z.8 to provide a minimum transportation reimbursement for employees working at the San Francisco International Airport; and making environmental findings and findings of consistency with general plan.

06/07/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/7/2011.

110447 [Administrative Code - Airport Concessions Financial Disclosure]

Sponsor: Campos

Draft Ordinance amending Section __ of the San Francisco Administrative to by adding Chapter 12I, encompassing Sections 12I.1 To 12Z.6 to require disclosure of essential financial information by airport concessions tenants and subtenants; and making environmental findings and findings of consistency with general plan.

06/07/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/7/2011.

110448 [Planning Code - Zoning Map Amendment - Establishing City Center Special Sign District]

Sponsor: Farrell

Ordinance amending the San Francisco Planning Code by amending Sections 602.10, 607.1, 608, adding Section 608.16, and amending Sectional Map SSD of the Zoning Map to establish the City Center Special Sign District encompassing the real property bounded by Masonic Avenue, Geary Boulevard, Lyon Street, and O'Farrell Street (Assessor's Block No. 1094, Lot No. 001), to allow additional projecting signs, freestanding identifying and directional signs and to modify existing controls on business wall signs; adopting findings, including environmental findings pursuant to the California Environmental Quality Act, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/07/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/7/2011.

110534 [Administrative Code - Public Works Greening Fund]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110706 [Administrative Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Article 15, by amending Section 724.1 to modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and making environmental findings.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 2A, by amending Section 2A.211-A to add a fee of $35 for services provided by the Public Administrator/Public Guardian Representative Payee Program.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

110269 [Redevelopment Agency Interim Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the Interim Budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012.
(Fiscal Impact)
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110270 [Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110271 [Treasure Island Development Authority Interim Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the Interim Budget of the Treasure Island Development Authority for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110273 [Treasure Island Development Authority Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110274 [Adjusting the Access Line Tax with the Consumer Price Index of 2011]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110275 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).
(Fiscal Impact)
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110378 [Proposition J Contract/Certification of Specified Contracted-Out Services for Department of Public Health]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for security services at Department of Public Health hospitals and clinics.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110379 [Expenditure Plan for the Human Services Care Fund - FY2011-2012]
Sponsor: Mayor
Resolution approving the expenditure plan for the Human Services Care Fund for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110380 [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110381 [Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.
06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110449 [Accept and Expend Grant - Kindergarten to College Program Participant Incentive Funds - $240,000]
Sponsors: Campos; Mar
Resolution authorizing the Office of Treasurer-Tax Collector to accept and expend a grant in the amount of $240,000 from the Earned Assets Resource Network for Kindergarten to College Program Participant Incentive Funds.
06/07/11; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

110450 [Accept and Expend Grant - Community Justice Center Intensive Outpatient Program - $205,000]
Sponsor: Chiu
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $205,000 from Department of Justice to fund the project entitled "San Francisco Community Justice Center Intensive Outpatient Program" for the period of October 1, 2010, through September 30, 2011.
06/07/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110456 [Accept and Expend Grant - Cruise Terminal Security - $7,783,556]
Sponsors: Cohen; Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $7,783,556 from the Department of Homeland Security, 2009 Port Security Grant Program fund, for the Pier 27 Cruise Ship Terminal Security System at the Port of San Francisco.
06/07/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110457 [Accept and Expend Grant - Port Security - $1,612,357]
Sponsor: Cohen
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $1,612,357 from the Department of Homeland Security, 2007 Supplemental Infrastructure Protection Port Security Grant Program for homeland security improvements on the Port's waterfront.

06/07/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110458 [Accept and Expend Grant - Civic Center Sustainable Resources District Project - $970,000]
Sponsor: Kim
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a U.S. Environmental Protection Agency administered grant in the amount of $970,000 for a Civic Center Sustainable Resources District Project.

06/07/11; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

110459 [Annual Reports - North of Market/Tenderloin Community Benefit District]
Sponsor: Kim
Resolution regarding North of Market/Tenderloin Community Benefit District Annual Reports to the City: receiving and approving the District's Annual Reports for FYs 2006-2007, 2007-2008, 2008-2009 and 2009-2010, as submitted pursuant to Section 36650 of the Business Property and Business Improvement Act of 1994 (California Streets and Highways Code §§36600 et seq.), and Section 3.4 of the District's management contract with the City.

06/07/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110488 [Accept and Expend Grant - Department of Public Health - FY2011-2012]
Sponsor: Mayor
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2011-2012.

06/07/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110489 [Five-Year Information and Communication Technology Plan - FYs 2011-2012 through 2015-2016]
Sponsors: Mayor; Chiu
Resolution adopting the City's Five-Year Information and Communication Technology Plan for FYs 2011-2012 through 2015-2016 pursuant to San Francisco Administrative Code Section 22A.6.

06/07/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110490 [Memorandum of Understanding for Local Hiring - San Mateo County]
Sponsors: Mayor; Avalos, Campos and Chiu
Resolution approving a Memorandum of Understanding between the City and County of San Francisco and San Mateo County regarding the application of the San Francisco Local Hiring Policy for Construction to construction projects located within San Mateo County.

06/07/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110491 [Tolling Agreement - San Mateo County]
Sponsor: Mayor
Resolution approving an agreement between the City and County of San Francisco and San Mateo County tolling the statute of limitations for an action or claim challenging the San Francisco Local Hiring Policy for Construction based on the California Environmental Quality Act.

06/07/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110495 [Gift Acceptance - Treasure Island Museum Collection]
Sponsor: Mayor
Resolution accepting from the United States Navy, Naval Historic and Heritage Command, a gift consisting of a portion of the Treasure Island Museum Collection.

06/07/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110497 [Accept and Expend Grant - Zero Waste Database, City of San Jose - $25,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $25,000 from the City of San Jose to assist in the creation a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

06/07/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110499 [Accept and Expend Grant - Zero Waste Database, County of Contra Costa - $25,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $25,000 from the County of Contra Costa to assist in the creation of a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

06/07/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110531 [Accept and Expend Grant - Zero Waste Database, City of Palo Alto - $5,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $5,000 from the City of Palo Alto to assist in the creation of a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

06/07/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

110494 [Amendment to the Budget and Legislative Analyst Contract to Exercise Two-Year Option]

Motion approving and exercising the final option set forth in the Agreement for Professional Budget and Legislative Analyst Services between the City and County of San Francisco and Harvey M. Rose Associates, LLC, Debra A. Newman, and Louie & Wong, LLP, (A Joint Venture), thereby extending the term of the Agreement from January 1, 2012, through December 31, 2013. (Clerk of the Board)
(Fiscal Impact)

06/07/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110733 [Withdrawing Charter Amendment - Compensation of Board of Education]
Sponsors: Kim; Elsbernd

Motion withdrawing, pursuant to San Francisco Municipal Elections Code, Section 370(a), the Charter Amendment previously ordered submitted by the Board of Supervisors entitled "Compensation of Board of Education Members."

06/07/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110523 [Adding Board Rule 5.9 to Establish a Joint City and City College of San Francisco Select Committee]
Sponsor: Mirkarimi

Motion amending the Rules of Order of the Board of Supervisors to add Rule 5.9, which establishes a Joint City and City College of San Francisco Select Committee.

04/26/11; RECEIVED AND ASSIGNED to Rules Committee.

06/07/11; SUBSTITUTED AND ASSIGNED to Rules Committee.

Requests for Hearing

110383 [Hearing - Annual Budget - FY2011-2012]
Sponsor: Mayor

Hearing to consider the Mayor's proposed budget for FY2011-2012.

06/01/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110532 [Hearing - California High Speed Rail Project]
Sponsor: Cohen

Hearing to review the status of California's High Speed Rail Project, including a discussion of the design alternatives concerning the route's path through the City and County of San Francisco.

06/07/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110533 [Hearing - Small Business Revolving Loan Fund Program]
Sponsor: Wiener
Hearing to review and discuss the City's Small Business Revolving Loan Fund Program.
06/07/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110180 [Changing the Official Sidewalk Width - Clarence Place]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)
05/17/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110268 [Planning Code - Zoning Map Amendment - 2451 Sacramento Street]
Ordinance amending the San Francisco Planning Code by amending the Zoning Map Sheet 2 to change the zoning classification of 2451 Sacramento Street (Assessor's Block No. 0636, Lot No. 037) from the RM-1 (Residential, Mixed, Low-Density) District to Upper Fillmore Neighborhood Commercial District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and Priorities of Planning Code Section 101.1(b). (Planning Department)
05/24/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

110216 [Report of Assessment Costs for Sidewalk and Curb Repairs]
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)
05/27/11; ASSIGNED to Board of Supervisors.

110217 [Purchase Agreement - Permanent Access Road Easement and Temporary Construction Easement - San Joaquin County - $10,000]

Resolution approving and authorizing an agreement for the purchase of a permanent access road easement and a temporary construction easement over, on, and in portions of Assessor's Parcel Nos. 253-170-05 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 (Project) for a purchase price of $10,000; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department)

05/25/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
- *Southeast corner of Fillmore and Post*
- *Southwest corner of Divisadero and Sutter*
- *9th Avenue and Judah (near bus stops)*
- *7th Avenue and Irving (near bus stops)*
- *Southeast corner of Fillmore and Haight*

San Francisco Chronicle
- *Southeast corner of Haight and Fillmore*
- *Irving and 9th Avenue*
- *Irving and 7th Avenue*
- *Southwest corner of Haight and Clayton*
- *Southeast corner of Haight and Masonic*

Examiner
- *Northwest corner of Fillmore and Hayes*
- *Southeast corner of Haight and Fillmore*

SF Daily
- *Northwest corner of Hayes and Gough*

City Star
- *Southeast corner of Fillmore and Haight*

SF Weekly
- *Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings
- *119 Haight*
- *295 Buchanan, fence on Haight*
- *55 Laguna, on Buchanan & Haight side*
- *900 Haight*
- *930 Haight*
- *909 Haight*
- *1537 Haight*
- *Southeast corner of Haight and Clayton*
- *Northwest corner of Octavia and Page*
- *1515 Haight*
- *1401 Haight*
- *1372 Haight*
- *1327 Haight*
- *973 Haight*
- *967 Haight*

- 959 Haight, on west side
- Northeast corner of Scott and Haight
- 774 Haight
- 681 Haight
- 632 Haight
- 312 Fillmore
- 338 Fillmore
- 360 Fillmore
- 370 Fillmore
- 546 Fillmore
- 665 Fell
- 301 Gough, on Linden
- 780 Fulton
- 84 Carl, on East and South sides
- 1400 Judah
- 1407 Judah
- 1333 9th Avenue, on Southside
- Southeast corner of Irving and 11th Avenue, on awning
- 1707 Lincoln
- 809 Lincoln
- 524 Irving
- 301 Irving
- 1302 4th Avenue
- 498 Carl
- 248 Carl
- Northwest corner of 19th Avenue and Irving

Parking Lots
- Northwest corner of Grove and Gough

Billboards
- 1400 9th Avenue
- Southeast corner of 11th Avenue and Irving

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
- Southeast corner of Haight and Ashbury
- 136 Haight
- Across street 757 Grove
- Southeast corner Fell & Fillmore
- Approximately 1310 Haight
- Approximately 1140 Haight
- 1035 Haight
- Southwest corner of Buena Vista E. And Haight
- 973 Haight
- 937 Haight
- Approximately 685 Oak
- Approximately 405 Gough
- 555 Gough
- Approximately 615 Gough
- 845 McAllister
- 867 McAllister
- 875 McAllister

- *Approximately 306 Fulton*
- *Northeast corner of Haight and Fulton*
- *1336 Willard*
- *Northwest corner of Laussat and Buchanan*
- *Southwest corner of 6th Avenue and Judah*
- *1331 9th Avenue*
- *Approximately 1290 14th Avenue*
- *Approximately 1205 19 Avenue*
- *300 Irving*
- *Approximately 280 Irving*
- *854 Cole*
- *1030 Shrader*
- *Northeast corner of Webster and Laussat*

Wood Poles
- *Approximately 445 Fell*
- *Northeast corner Fell & Buchanan*
- *Southwest corner of Octavia and Page*
- *Northwest corner of Ivy and Gough*

Concrete Poles
- *Approximately 765 Fell*
- *Approximately 425 Fell*
- *Approximately 385 Gough*
- *625 Gough*
- *760 Webster*
- *Approximately 640 Webster*
- *421 Irving*
- *243 Irving*
- *Southeast corner of Willard and Carl*
- *252 Carl*
- *247 Carl*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

Utility Boxes
- *Northeast corner of Laguna and Fell*
- *Northwest corner of Hayes and Webster*
- *Northeast corner of Oak and Webster*
- *Approximately 1304 9th Avenue*
- *Northeast corner Buchanan & Linden*
- *Southwest corner Waller & Steiner*
- *Southeast corner of 9th Avenue and Irving*
- *Southwest corner of Lincoln and 14th Avenue*
- *Northwest corner of 8th Avenue and Irving*
- *Northeast corner of Laussat and Buchanan*

Bus Shelters
- *Southeast corner of Buena Vista West and Haight*
- *Southwest corner of Buena Vista E. And Haight*
- *Southwest corner of Grove and Gough*
- *Southwest corner of 9th Avenue and Lincoln*
- *Fillmore & Haight; all four bus stops; graffiti & need cleaning*

Emergency Boxes
- *Southeast corner of 10th Avenue and Irving*
- *Northeast corner of Carl and Willard*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
- *Southwest corner of Haight and Belvedere*
- *Southwest corner Fillmore & Waller*
- *Northeast corner Haight & Octavia*
- *Southeast corner Haight & Buena Vista East*
- *Southeast corner of Haight and Lyon*
- *Northeast corner of McAllister and Laguna*
- *Top of Sunset Tunnel Park at Clayton*
- *Approximately 210 Judah*
- *Northwest corner of Gough and Page*
- *Southwest corner of Buchanan and McAllister*
- *Approximately 1205 19th Avenue*
- *Northwest corner of 19th Avenue and Irving*
- *1601 Lincoln*
- *Southwest corner of 11th Avenue and Lincoln*
- *Approximately 35 Irving*

Mailboxes
- *1401 Haight*
- *Northwest corner Fell & Fillmore*
- *Northwest corner Fell & Buchanan*
- *Northwest corner of 5th Avenue and Judah*
- *Northeast corner of Divisadero and Haight*
- *Southeast corner of Oak and Fillmore*
- *Southwest corner of Oak and Webster*
- *Southwest corner of Stanyan and Parnassus*
- *Northwest corner of 15th Avenue and Irving*
- *550 Irving*
- *Southwest corner of Willard and Carl*

Street Walls and Overpasses
- *Southeast corner of Lyon and Haight*
- *Muni ADA ramp at Northwest corner of 2nd Avenue and Irving*
- *Muni ADA ramp at Southwest corner of Arguello and Irving*

Curbstones and ADA Curb Ramps
- *Northeast corner of Laussat and Webster*
- *Northwest corner of Laussat and Buchanan*

Public Benches
- *Sunset Tunnel Park near Carl*

Fire Hydrants
- *Northeast corner of Waller and Webster*
- *Southeast corner of Haight and Ashbury*
- *Southwest corner of Central and Haight*
- *Southeast corner of Stanyan and Parnassus*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of resolving problems with the conditions of street surfaces or sidewalks at the following locations:

Sidewalk Dumping
- *Northeast corner of Downey and Ashbury*
- *Northwest corner of Clayton and Ashbury*
- *443 Haight*

In Memoriams

Renie Champagne – Supervisor Cohen
Lieutenant Vincent A. Perez – Entire Board
Anthony M. Valerio – Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 10:52 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 19, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

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Tuesday, June 14, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll, Supervisors Kim and Mar were noted absent. There was a quorum.

AGENDA CHANGES

There were none.

Supervisor Kim was noted present at 2:06 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Kim, moved to approve the Board Meeting Minutes of May 3, 2011. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mirkarimi, Wiener
Absent: 1 - Mar

Supervisor Mar was noted present at 2:08 p.m.

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

110711 [Formal Policy Discussions - June 14, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 1, 3, 5, 7, 9, and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Affordable Housing for all San Franciscans is an issue of paramount importance. Efforts have been made by involved community residents to address the specific overwhelming housing needs of underserved populations, such as youth aging out of the foster care system, or seniors struggling to age in place. In the past, there has been a pattern of affordable housing development being built where land is less expensive. What ideas or policy proposals do you have to build or finance housing that is affordable in areas where real estate values are higher but the need is present, such as my district, the Richmond? What specific programs do you envision your administration could explore to provide housing for underserved populations but also for all who need it, like families in the Richmond? (Supervisor Mar, District 1)

2. The Municipal Transportation Agency (MTA) has experienced significant challenges so far in 2011, from ongoing budget shortfalls, Muni service problems, and negotiating a new labor contract with Muni Operators. The MTA also faces continued obstacles to implementing the voters' vision of one organization managing Muni, bicycles, pedestrians, taxis, and private vehicles in San Francisco. Please describe your perspective on the Agency's major challenges for the rest of this year. (Supervisor Chiu, District 3)

3. San Francisco and other local governments have struggled and are continuing to struggle to find legislative approaches to help people at risk of foreclosure to stay in their homes. Meanwhile, State and Federal initiatives to protect homeowners have gained little traction. Is your office developing any proposals that might help address this issue and assist the residents of the City and County of San Francisco? (Supervisor Mirkarimi, District 5)

4. On June 7, 2011, Blue Shield of California announced that it would cap profits at 2% of revenue and allocate excess profits back to policyholders as rebates. As a large Blue Shield policyholder, the City and County of San Francisco will likely receive a substantial rebate. How large do you expect this rebate to be, and would you commit to allocating this one-time revenue to the Retiree Health Care Trust Fund? (Supervisor Elsbernd, District 7)

5. On June 8, 2011, I wrote a letter to Health Director Barbara Garcia expressing my concern that the "City Ask" to California Pacific Medical Center (CPMC) is not adequately targeted to ensure the long term financial viability of St. Luke's Hospital. Will you support my request that CPMC ensure the long term financial viability of St. Lukes by locating a specialty service, like orthopedics, primarily at the St. Luke's campus in order to attract insured patients and change the payer mix at the hospital? (Supervisor Campos, District 9)

6. Department of Public Work's commercial corridor program has suffered from a lack of resources and the quality and quantity of service on our neighborhood commercial corridors is less robust. As a result, the Mission Street commercial district in the Excelsior, like many other busy corridors in our neighborhoods, is experiencing a surge in litter and graffiti. What are your plans to address neighborhood concerns despite limited resources in our budget? (Supervisor Avalos, District 11)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

110579 [Administrative Code - Water Enterprise Environmental Enhancement Surcharge Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 10, Article XIII, to create the Public Utilities Water Enterprise Environmental Enhancement Surcharge Fund.

Ordinance No. 106-11

FINALLY PASSED

Recommendation of the City Operations and Neighborhood Services Committee

110334 [Transportation Code - Limits for Parking at Inoperable/Broken Meters]
Sponsor: Avalos
Ordinance amending San Francisco Transportation Code, Division I, by amending Section 7.2.30 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for on-street parking, and adding Section 7.2.65 to establish a two hour maximum time limit for parking at inoperable or broken parking meters for off-street parking. (Municipal Transportation Agency)

Supervisor Avalos requested to be added as sponsor.

Ordinance No. 104-11

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

110463 [Memorandum of Understanding - Committee of Interns and Residents]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Committee of Interns and Residents effective July 1, 2011, through June 30, 2014.

Ordinance No. 105-11

FINALLY PASSED

Recommendations of the Public Safety Committee

110659 [Accept and Expend Grant - Port Security Grant Program - $155,370]
Sponsor: Cohen
Resolution authorizing the Police Department to retroactively accept and expend $155,370 of FY2007 Supplemental Port Security Grant Program Funds (Grant No. 2007-T7-K274) from the Federal Emergency Management Agency.

Resolution No. 259-11

ADOPTED

110660 [Accept and Expend Grant - Port Security Grant Program - $1,863,920]
Sponsor: Cohen
Resolution authorizing the Police Department to retroactively accept and expend $1,863,920 of FY2010 Port Security Grant Program Funds (Grant No. 2010-PU-K050) from the Federal Emergency Management Agency.

Resolution No. 258-11

ADOPTED

110661 [Accept and Expend Grant - Port Security Grant Program - $458,000]
Sponsor: Cohen
Resolution authorizing the Police Department to retroactively accept and expend $458,000 of FY2008 Port Security Grant Program Funds (Grant No. 2008-GB-T8-K063) from the Federal Emergency Management Agency.

Resolution No. 257-11

ADOPTED

Recommendations of the Rules Committee

110435 [Business and Tax Regulations Code - Citizen's Advisory Committee - Central Market Street and Tenderloin Area]
Sponsors: Kim; Chiu
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-A, by adding Section 906.3-1 to establish a Citizen's Advisory Committee for the Central Market Street and Tenderloin Area.

Ordinance No. 103-11

FINALLY PASSED

110585 [Appointments, Children and Families First Commission - Linda Asato, Suzanne Giraudo, and Lynn Merz]
Motion appointing Linda Asato, Suzanne Giraudo, and Lynn Merz, terms ending April 29, 2015, to the Children and Families First Commission, residency requirement waived. (Clerk of the Board)

Motion No. M11-97

APPROVED

110698 [Appointment, Public Utilities Revenue Bond Oversight Committee - Larry Liederman]
Motion appointing Larry Liederman, term ending November 12, 2013, to the Public Utilities Revenue Bond Oversight Committee. (Clerk of the Board)

Motion No. M11-98

APPROVED

110699 [Appointments, Commission of Animal Control and Welfare - Philip Gerrie, Pam Hemphill, Sally Stephens, and Ryan Young]
Motion appointing Philip Gerrie, Pam Hemphill, Sally Stephens, and Ryan Young, terms ending April 30, 2013, to the Commission of Animal Control and Welfare. (Clerk of the Board)

Motion No. M11-99

APPROVED

From the Board

110312 [Zoning Map Amendment - 701 Lombard Street]
Sponsors: Chiu; Mayor
Ordinance amending the San Francisco Zoning Map, by amending the zoning designation for 701 Lombard Street (Assessor's Block No. 74, Lot No. 01) from North Beach Neighborhood Commercial District and 40-X Height and Bulk District to "P" (Public) and "OS" Open Space Height and Bulk District for the new North Beach Public Library or other public use and for purposes of consistency with the adjacent Public and Open Space zoning designation of the Joe DiMaggio Playground; amending the Zoning Map to remove 701 Lombard Street and 2000 Mason Street (Assessor's Block No. 75, Lot No. 01) from the Telegraph Hill - North Beach Residential Special Use District and to remove 701 Lombard Street from the North Beach Special Use District; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Ordinance No. 102-11

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

110561 [Accept and Expend - Emergency Shelter Grants Program - $1,026,169]
Sponsors: Mayor; Cohen

Resolution approving the FY2011-2012 Emergency Shelter Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Emergency Shelter Grants Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $1,253,445 and to expend Reprogrammed Funds in the amount of $124,000.

Supervisor Cohen, seconded by Supervisor Chu, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution approving the FY2011-2012 Emergency Shelter Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Emergency Shelter Grants Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $902,146 and to expend Reprogrammed Funds in the amount of $124,023.

Resolution No. 260-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110562 [Accept and Expend - Community Development Block Grant - $20,620,744]
Sponsors: Mayor; Cohen

Resolution approving the FY2011-2012 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $18,583,517 and to expend Program Income and Reprogrammed Funds in the amount of $1,966,471.

Supervisor Cohen, seconded by Supervisor Chu, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution approving the FY2011-2012 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $18,583,910 and to expend Program Income and Reprogrammed Funds in the amount of $2,036,834.

Resolution No. 262-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110563 [Accept and Expend Grant - HOME Program - $8,006,360]
Sponsors: Mayor; Cohen
Resolution approving the FY2011-2012 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $7,576,727, and to expend Program Income in the amount of $430,000.

Supervisor Cohen, seconded by Supervisor Chu, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution approving the FY2011-2012 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2011-2012 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $7,576,360 and to expend Program Income in the amount of $430,000.

Resolution No. 261-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Budget and Finance Committee

110554 [Water Revenue Bond Issuance - Not to Exceed $49,100,000]
Sponsor: Chu
Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission in an amount not to exceed $49,100,000 to finance improvements to the CUW260 Water Main, the Commission's Hetch Hetchy Water and Power System and the Treasure Island Project, pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith.
(Fiscal Impact.)

Ordinance No. 100-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Land Use and Economic Development Committee

110397 [General Plan Amendments - 2009 Housing Element Update]
Ordinance amending the San Francisco General Plan by adopting the 2009 Housing Element as the Housing Element of the San Francisco General Plan; making findings, including environmental findings and findings of consistency with the General Plan and the eight priority policies of the Planning Code Section 101.1. (Planning Department)

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi, Wiener
Noes: 3 - Chu, Elsbernd, Farrell

110228 [General Plan Amendments - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the San Francisco General Plan by amending the Commerce and Industry Element, Community Facilities Element, Housing Element, Recreation and Open Space Element, Transportation Element, Urban Design Element, and Land Use Index, maps and figures in various elements, and by adopting and adding the Treasure Island/Yerba Buena Island Area Plan, in order to facilitate the development of Treasure Island/Yerba Buena Island as endorsed by the Board of Supervisors and the Mayor in 2006 and updated in 2010, and envisioned in the Treasure Island/Yerba Buena Island Development Agreement, adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Economic Impact.)

Ordinance No. 97-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110229 [Planning Code - Zoning - Treasure Island/Yerba Buena Island - Special Use District]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code by amending Sections 102.5 and 201 to include the Treasure Island/Yerba Buena Island districts; amending Section 105 relating to height and bulk limits for Treasure Island/Yerba Buena Island; adding Section 249.52 to establish the Treasure Island/Yerba Buena Island Special Use District; adding Section 263.26 to establish the Treasure Island/Yerba Buena Island Height and Bulk District; amending the bulk limits table associated with Section 270 to refer to the Treasure Island/Yerba Buena Island Height and Bulk District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Ordinance No. 98-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110227 [Zoning Map Amendment - Treasure Island/Yerba Buena Island Development Project]

Sponsor: Mayor

Ordinance amending the Zoning Map of the City and County of San Francisco by adding new Sectional Map ZN14 to show the zoning designations of Treasure Island/Yerba Buena Island, adding new Sectional Map HT14 to establish the Height and Bulk District for Treasure Island/Yerba Buena Island; adding new Sectional Map SU14 to establish the Treasure Island/Yerba Buena Island Special Use District; and adopting findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Economic Impact.)

Ordinance No. 96-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110230 [Subdivision Code - Treasure Island/Yerba Buena Island]
Sponsor: Mayor
Ordinance amending the San Francisco Subdivision Code to add Division 4 pertaining to the subdivision process applicable to development within the Treasure Island/Yerba Buena Island Project Site described in the Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, relative to Naval Station Treasure Island, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

Ordinance No. 99-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Land Use and Economic Development Committee and the Budget and Finance Sub-Committee Without Recommendation

110226 [Development Agreement - Treasure Island/Yerba Buena Island]
Sponsor: Mayor
Ordinance approving a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, for certain real property located within Treasure Island/Yerba Buena Island; exempting certain sections of Administrative Code Chapter 6, Chapter 14B and Chapter 56; and adopting findings, including findings under the California Environmental Quality Act, findings of consistency with the City's General Plan and with the Eight Priority Policies of Planning Code Section 101.1(b), and findings relating to the formation of infrastructure financing districts.
(Fiscal Impact, Economic Impact.)

Ordinance No. 95-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Land Use and Economic Development Committee Without Recommendation

110316 [Street Vacation Order - Joe DiMaggio Playground Master Plan - Mason Street]
Sponsors: Mayor; Chiu
Ordinance ordering the vacation of the one block portion of Mason Street between Lombard Street and Columbus Avenue for purposes of the North Beach Public Library and Joe DiMaggio Playground Master Plan, subject to certain conditions; accepting a Department of Public Works work order; approving an interdepartmental transfer of the area to be vacated from the Department of Public Works to the Recreation and Park Department at the time the vacation is final and effective; making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

Ordinance No. 101-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Rules Committee

110335 [Campaign and Governmental Conduct Code - Gift Restrictions]
Sponsor: Cohen
Ordinance amending the San Francisco Campaign and Governmental Conduct Code, Section 3.216 to: 1) prohibit loans from restricted sources and subordinates; and 2) modify the reporting requirements for elected officials receiving gifts of travel.

Ordinance No. 107-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

NEW BUSINESS

Recommendations of the Land Use and Economic Development Committee

101350 [Planning Code - Zoning - Parking in South of Market and Mission Bay Districts]
Sponsor: Kim
Ordinance amending the San Francisco Planning Code by amending Sections 151, 151.1, 155, 161, 249.1, and 249.23 to: 1) remove minimum parking requirements and establish maximum parking limits in M-1, C-M, and South of Market districts and the Folsom and Main Residential/Commercial and Fourth and Freelon Streets Special Use Districts to make them consistent with those of neighboring districts; 2) require that non-residential and non-hotel parking in C-3 in the South of Market Mixed Use districts adjacent to Downtown maintain a fee structure which discourages long-term commuter parking; and 3) adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110530 [Changing the Official Sidewalk Width - Harrison Street]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1589 to change the official sidewalk width on south side of Harrison Street between Fremont and Beale Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Land Use and Economic Development Committee Without Recommendation

110658 [Planning Code - Zoning Map - Presidio-Sutter Special Use District - 800 Presidio Avenue]

Sponsors: Mirkarimi; Mar and Avalos

Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property located at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X; and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Ordinance be CONTINUED ON FIRST READING to June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110556 [Western SoMa Community Stabilization Policy]

Sponsor: Kim

Resolution urging the Planning Commission to incorporate into the Western SoMa Community Plan the policies and objectives of the Western SoMa Community Stabilization Policy adopted by the Western SoMa Citizens Planning Task Force.

Supervisor Kim, seconded by Supervisor Avalos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisors Campos and Chiu requested to be added as co-sponsors.

Resolution No. 264-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Rules Committee

110588 [Appointment, Police Commission - L. Julius Turman]

Motion confirming the Rules Committee's nomination of, and appointing, L. Julius Turman, term ending April 30, 2015, to the Police Commission. (Clerk of the Board)
(Supervisor Kim dissented in Committee.)

Supervisor Avalos, seconded by Supervisor Mar, moved that this Motion be AMENDED, on Page 1, Line 1, by replacing L. Julius Turman with David Waggoner; on Line 7, by replacing L. Julius Turman with David Waggoner; on Line 10, by replacing L. Julius Turman with David Waggoner. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Kim, Mar, Mirkarimi

Noes: 7 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener

Motion No. M11-100

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110144 [Committee of the Whole - Elimination and/or Reduction of Health Care Services (Beilenson Hearing) FY2011-2012]

Hearing to consider the Department of Public Health's budget eliminating and/or reducing health care services to the indigent population provided by the City and County of San Francisco for FY2011-2012.

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to elimination and/or reduction of health care services as referenced in File No. 110144. Barbara Garcia, Director of Public Health, provided an overview of the proposed elimination and/or reduction of health care services. Ernestine Waters-Weiss; Eleanor; Mabel Evers; Female Speaker; Jacob; Lisa Pvochello; Barry Choden; Male Speaker; Eddie; Jason Albertson; Tanisha Blackwell; Que Newbill; Michael Wilkins; Brad Kingston; Antonio Morgan; Sarah; Susan Hansen; Nance Hampton; Male Speaker; Mike Discepola; Courtney Pearson; Male Speaker; Stacey DelBucchia; Adam Schindler; Richard; Janet; Rann Parker; Female Speaker; Michael Gause; CW Johnson; William; Jackie Jenks; Tracey Bell; Female Speaker; Roxanna Salazar; Eric Sullivan; Lucia Sommers; Brenda; Gary; Anna Berg; Gregory; Adam; Vicka Isan; E. Garcia; Marzell Brown; Jeff Wilkins; June Bosis; George Morales; Larry Bradshaw; Oshid Boyd; Male Speaker; Tracey Bell; Male Speaker; Male Speaker; Jalen Davis; Michael Tong; Male Speaker; Female Speaker; Roxanne; Ed Kingsley; Male Speaker; Female Speaker; Barbara; Alex Hodson; Gwen; Female Speaker; Elvis Byrd; Male Speaker; Amanda Sage; Roberto Salazar; Gordon Wong; Karen Foster; Female Speaker; Robert; Keith Williams Jr.; Abdallah Megahed; Patricia Hogan; Walter Paulson; Female Speaker; Male Speaker; Anna Berg; Male Speaker; Jennifer Stickvaden; Leticia; Lorie Beth Fonte; Mike Tingle; Christine Suarez; Edith Meyer; Estella Garcia; Della Gonzalez; Male Speaker; Gadalia Roffman; Gail Bellman; Male Speaker; Female Speaker; Jessica Middleton; Jenny Wiley; Michael D. Goodman; Emil Lawrence; Oliver Jones; Roxanne Sanchez; Mr. Oh; Allen Gilbert; Jennifer Friedenbach; Porter Yates; Massuri; Female Speaker; Female Speaker; Martha Kauffman; Terrie Frye; Female Speaker; Debbie Lerman; Day Cancey; expressed concerns relating to the proposed elimination and/or reduction of health care services referenced in the Department of Public Health's FY2011-2012 Budget. Barbara Garcia, Director of Public Health, responded to questions raised throughout the discussion and further discussed the proposed reductions. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

110675 [Public Hearing - Certification of a Final Environmental Impact Report Appeal - Booker T. Washington Community Center - 800 Presidio Avenue Mixed-Use Project]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 28, 2011, the Certification of a Final Environmental Impact Report identified as Planning Case No. 2006.0868E, by its Motion No. 18340, for the proposed Booker T. Washington Community Center Mixed-Use Project located at 800 Presidio Avenue. (District 2) (Appellant: Stephen M. Williams). (Filed May 18, 2011; Companion to File Nos. 110676, 110677, 110678.)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved that this Hearing be CONTINUED to June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

The President CONTINUED the Hearing open to June 21, 2011.

110676 [Affirming the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110677 [Reversing the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]

Motion reversing the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110678 [Preparation of Findings to Reverse the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMITTEE REPORTS

Recommendation of the City Operations and Neighborhood Services Committee

110059 [Cooperative Agreement - San Francisco Bay Area Rapid Transit District]
Sponsor: Chiu
Resolution approving a Cooperative Agreement between the City and County of San Francisco and the San Francisco Bay Area Rapid Transit District (BART), through its Port Commission, authorizing BART to install, use, and maintain security barriers on and under the Ferry Plaza Platform, on the east side of the Ferry Building along the Embarcadero, for a term of 66 years, subject to BART's right to request an extension before the end of the 64th year of the term.

Resolution No. 252-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Land Use and Economic Development Committee

110662 [Multifamily Housing Revenue Note in an Amount Not to Exceed $41,000,000 and Various Agreements - Hunters View]
Sponsor: Cohen
Resolution authorizing the execution and delivery of a multifamily housing revenue note, as defined herein, in an aggregate principal amount not to exceed $41,000,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a borrower loan agreement; ratifying and approving any action heretofore taken in connection with the note and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

Resolution No. 251-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110495 [Gift Acceptance - Treasure Island Museum Collection]
Sponsor: Mayor
Resolution accepting from the United States Navy, Naval Historic and Heritage Command, a gift consisting of a portion of the Treasure Island Museum Collection.

Resolution No. 256-11

ADOPTED

110497 [Accept and Expend Grant - Zero Waste Database, City of San Jose - $25,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $25,000 from the City of San Jose to assist in the creation of a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

Resolution No. 253-11

ADOPTED

110499 [Accept and Expend Grant - Zero Waste Database, County of Contra Costa - $25,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $25,000 from the County of Contra Costa to assist in the creation of a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

Resolution No. 254-11

ADOPTED

110531 [Accept and Expend Grant - Zero Waste Database, City of Palo Alto - $5,000]
Sponsor: Mar
Resolution authorizing the Department of Environment to accept and expend a grant in the amount of $5,000 from the City of Palo Alto to assist in the creation of a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

Resolution No. 255-11

ADOPTED

110733 [Withdrawing Charter Amendment - Compensation of Board of Education]
Sponsors: Kim; Elsbernd
Motion withdrawing, pursuant to San Francisco Municipal Elections Code, Section 370(a), the Charter Amendment previously ordered submitted by the Board of Supervisors entitled "Compensation of Board of Education Members."

Supervisor Elsbernd requested to be added as a co-sponsor.

Motion No. M11-101

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Farrell, seconded by Supervisor Elsbernd, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Farrell, seconded by Supervisor Elsbernd, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110584 [Commending International Business Machines Corporation on its Centennial Year and Global Day of Service]
Sponsors: Farrell; Cohen and Kim
Resolution commending International Business Machines Corporation (IBM) on its Centennial in 2011 and its Global Day of Service.

The President inquired as to whether any member of the public wished to address the Board relating to global day service and IBM's Centennial in 2011 as referenced in File No. 110584. There were no speakers. The President declared public comment closed.

Supervisors Cohen and Kim requested to be added as a co-sponsors.

Resolution No. 263-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

110589 [Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]
Sponsors: Chiu; Avalos, Kim, Mar and Mirkarimi
Ordinance amending the San Francisco Planning Code by adding Section 249.55 and amending Section Map 2SU to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/14/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/14/2011.

110590 [Planning Code - Reconstruction of Buildings Damaged or Destroyed by Fire or Acts of God]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code Section 181(d) to: 1) provide a process for the reconstruction of buildings damaged or destroyed by fire or acts of God; 2) provide a retroactive operative date of August 1, 2009; and 3) adopt findings, including environmental findings and Planning Code Section 302 findings.

06/14/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/14/2011.

110591 [Settlement of Lawsuit - T-Mobile West Corporation]
Sponsor: Elsbernd
Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

06/14/11; RECEIVED AND ASSIGNED to Rules Committee.

110592 [Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]

Sponsor: Mar

Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow eating and drinking uses as principally permitted uses in the Inner Clement and Outer Clement Neighborhood Commercial Districts if the total street frontage dedicated to such uses does not exceed 30% and as conditionally permitted uses if the total street frontage dedicated to such uses exceeds 30%; 2) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking establishments in the Geary Boulevard Fast-Food Subdistrict; 3) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; 4) permit a height increase of five feet to permit tall ground-floor ceiling heights in the 40-X and 50-X Height and Bulk Districts in the NC-3 Zoning District along Geary Boulevard from Scott Street to 28th Avenue; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/14/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/14/2011.

110657 [Building Code - Permit Exemption for Cartouches]

Sponsor: Wiener

Ordinance amending the San Francisco Building Code Section 106A.2 to exempt cartouches from permit requirements; and adopting environmental findings.

05/17/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/16/2011.

06/14/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110749 [Business and Tax Regulations Code - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]

Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener

Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; and directing submission of the tax for voter approval at the November 8, 2011, Municipal Election.
(Fiscal Impact; Economic Impact.)

06/14/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/14/2011.

110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]
Sponsors: Mayor; Chiu

Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.
(Fiscal Impact)

06/14/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

110751 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Mirkarimi

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self- Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

06/14/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110752 [Commemorating the ARC/AIDS Vigil]
Sponsors: Campos; Wiener, Mirkarimi, Chiu and Avalos
Resolution recognizing the historic significance of the ARC/AIDS Vigil and encouraging the City and County of San Francisco to place a plaque on or near the site of the ARC/AIDS Vigil.
06/14/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110754 [Accept and Expend Grant - Smoking Cessation Buprenorphine Treated Patients - $26,558]
Sponsor: Elsbernd
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $26,558 from the University of California San Francisco to fund the project entitled "Smoking Cessation Intervention in Buprenorphine Treated Patients" for the period of March 1, 2011, through May 31, 2011, and waiving indirect costs.
06/14/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110755 [Anza Branch Library Reopening]
Sponsor: Mar
Resolution recognizing the grand reopening of the Anza Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to the City and County of San Francisco and its residents.
06/14/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110756 [Summer Learning Day - June 21, 2011]
Sponsors: Mirkarimi; Avalos, Mar and Campos
Resolution declaring San Francisco a summer learning city, urging relevant City Departments to coordinate and collaborate with youth and educational non-governmental organizations and designating June 21, 2011, as Summer Learning Day in the City and County of San Francisco.
06/14/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

110214 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 28, 2011, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

110753 [Directing the Budget and Legislative Analyst to Conduct Two Audits in FY2011-2012]

Sponsor: Campos

Motion directing the Budget and Legislative Analyst to conduct two performance audits to evaluate in FY2011-2012 and setting the priority as follows: 1) the effectiveness of the City's policies to develop affordable housing and the Planning Department's oversight of City housing development; and 2) the governance and City oversight of the Asian Art and Fine Arts Museums, War Memorial, and Academy of Sciences.

06/14/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Request for Hearing

110757 [Hearing - Human Rights Commission's Process for Handling Complaints About Noncompliance with the City of Refuge Ordinance]

Sponsor: Campos

Hearing on the Human Rights Commission's process for handling complaints about noncompliance by departments, agencies, commissions, and employees with the City of Refuge Ordinance (Administrative Code 12H) including: 1) a report on the number of complaints received by the Human Rights Commission from January 2008 to the present; 2) the process for handling these complaints; 3) the type of outreach that has been provided to immigrant communities about the complaint process; 4) the procedures and policies in place to ensure the complaint process is language accessible to immigrant communities; 5) the length of time for resolving these cases; and 5) the ultimate resolution of these cases.

06/14/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCE

110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - $290,000]

Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for $290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

06/07/11; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

110428 [Purchase Agreement - Permanent Tie-Back Easement and Temporary Construction Easement - San Mateo County - $87,570]

Resolution approving and authorizing an agreement for the purchase of a permanent tie-back easement and a temporary construction easement over, on, and in portions of Assessor's Parcel No. 038-200-020 located in the Town of Hillsborough, San Mateo County, and required for the Crystal Springs Pipeline No. 2 Replacement Project, known as Project No. CUW37801, for a purchase price of $87,570; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

06/02/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110429 [Purchase Agreement - Two Permanent Access Road Easements and Two Temporary Construction Easements - San Joaquin County - $83,900]

Resolution approving and authorizing an agreement for the purchase of a two permanent access road easements and two temporary construction easements over, on, and in portions of Assessor's Parcel Nos. 253-270-17, 19, 21, 24, and 25 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of $83,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

06/02/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
- *2435 California*
- *Northwest and Southwest corners of Fillmore and Post*
- *Southwest corner of Divisadero and Sutter*
- *347 Judah*
- *444 Divisadero*
- *7th Avenue and Irving (near bus stops)*
- *Northwest corner of Hayes and Fillmore*
- *Southeast corner of Fillmore and Haight*

San Francisco Chronicle
- *Northwest corner of Fillmore and Hayes*
- *Southeast corner of Haight and Fillmore*
- *Irving and 7th Avenue*
- *1899 Fillmore*
- *1979 Sutter*
- *Southeast corner of Hayes and Divisadero*
- *Southeast corner of Haight and Divisadero*
- *Southeast corner of Haight and Clayton*
- *Southeast corner of Haight and Masonic*
- *Northwest corner of Fulton and Divisadero*
- *559 Hayes*

Examiner
- *Northwest corner of Fillmore and Hayes*
- *Southeast corner of Haight and Fillmore*
- *Northwest corner of Fulton and Divisadero*
- *Southwest corner of McAllister and Divisadero*
- *1825 B Post*

SF Weekly
- *Southeast corner of Masonic and Haight*
- *Southeast corner of Haight and Fillmore*
- *Southwest corner of Octavia and Hayes*
- *444 Divisadero*
- *Northwest corner of Fulton and Divisadero*
- *1825 B Post*
- *Northwest corner of Geary and Fillmore*
- *Northwest corner of McAllister and Divisadero*

Advertiser
- *Northwest corner of Geary and Fillmore*

Jobs and Careers
- *Northwest corner of California and Fillmore*

Open Exchange
- *Northwest corner of Fulton and Divisadero*

Real Estate Times
- *1801 Fillmore*

Apartment for Rent
- *Northwest corner of Buchanan and Post*

Western Edition HP Journal
- *1552 Fillmore*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings
- *285 Divisadero*
- *Northwest corner of Oak and Divisadero*
- *507 Divisadero*
- *Approximately 550 Divisadero*
- *Northwest corner of Hayes and Divisadero*
- *616 Divisadero*
- *750 Divisadero*
- *1290 Grove, on South and West sides*
- *823 Divisadero*
- *860 Divisadero*
- *861 Divisadero*
- *1407 McAllister*
- *1560 McAllister*
- *1344 McAllister*
- *999 Steiner, on the North side*
- *1440 Golden Gate, on South and East sides*
- *1700 Golden Gate, on East side*
- *1010 Divisadero*
- *1033 Divisadero*
- *1971 Sutter*
- *1949 Post*
- *Northwest corner of Geary and Fillmore*
- *Appromixately1620 Fillmore*
- *Approximately 1100 Golden Gate*
- *1300 Golden Gate*
- *Southwest corner of Webster and McAllister*
- *875 Fulton*
- *803 Fillmore*
- *897 Hayes*
- *910 Hayes*
- *546 Fillmore*
- *686 Oak*
- *500 Fillmore*
- *445 Fillmore, on North side*
- *585 Page*
- *583 Hayes*

Planter Boxes
- *803 Fillmore*
- *548 and Laguna*

Parking Lot
- *Approximately 1775 Post*

Billboard
- *Northwest corner of Haight and Divisadero*

Private Street Fixtures
- *Approximately 1311 Turk*
- *Approximately 1725 Post*
- *Approximately 1735 Post*
- *Approximately 1875 Post*
- *Approximately 1704 Market*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
- *Southwest corner of McAllister and Divisadero*
- *210 Divisadero*
- *280 Divisadero*
- *655 Divisadero*
- *846 Divisadero*
- *Southeast corner of Orben and California*
- *Approximately 11 Orben*
- *2355 California*
- *Approximately 1365 Turk*
- *1276 Turk*
- *1240 Turk*
- *Approximately 1275 Turk*
- *Approximately 1220 Turk*
- *Approximately 1130 Golden Gate*
- *1271 McAllister*
- *Southwest corner of Webster and McAllister*
- *Northeast corner of Webster and McAllister*
- *Southwest corner of Buchanan and McAllister*
- *Northwest corner of Buchanan and McAllister*
- *Approximately 911 Buchanan*
- *Approximately 710 Fulton*
- *810 Fulton*
- *Southwest corner of Fillmore and Fulton*
- *627 Fillmore*
- *Approximately 875 Fillmore*
- *847 Fillmore*
- *722 Fillmore*
- *727 Fillmore*
- *Approximately 675 Oak*
- *313 Ivy*

Wood Pole
- *Approximately 11 Orben*

Concrete Pole
- *Approximately 1225 Turk*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:

Utility Boxes
- *Northwest corner of McAllister and Scott*
- *860 Divisadero*
- *Northwest corner of Pierce and Golden Gate*
- *Southwest corner of Turk and Buchanan*
- *Approximately 1135 Buchanan*
- *Southwest corner of Fillmore and McAllister*
- *Approximately 1155 McAllister*
- *Northwest corner of Webster and Fulton*
- *Northwest corner of Hayes and Fillmore*
- *Market Street, between Valencia and Octavia in median*
- *Southwest corner of Ivy and Octavia*
- *Northeast corner of Oak and Laguna*

Bus Shelters
- *Northwest corner of Hayes and Fillmore*
- *910 Hayes*
- *Southeast corner of Webster and McAllister*
- *Northeast corner of Oak and Fillmore*
- *Northeast corner of Pierce and McAllister*
- *Southeast corner of Fillmore and Sutter*
- *Southeast corner of Fillmore and McAllister*
- *Northeast corner of Webster and McAllister*

Emergency Boxes
- *Southeast corner of Pierce and Scott*
- *Northwest corner of Turk and Buchanan*
- *Southwest corner of Fillmore and Fulton*

Parking Meter
- *Approximately 690 Divisadero*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
- *500 Fillmore*
- *Approximately 230 Laguna*
- *Northwest corner of Laguna and Haight*
- *Northwest corner of Pierce and Golden Gate*
- *1008 Divisadero*
- *Northeast corner of McAllister and Divisadero*
- *Southwest corner of Hayes and Fillmore*
- *Southwest corner of Fillmore and McAllister*

Mailboxes
- *Northwest corner of Webster and Fulton*
- *Southeast corner of Oak and Fillmore*
- *Northeast corner of Haight and Divisadero*
- *Northeast corner of Pierce and McAllister*

- *Northeast corner of Pierce and Golden Gate*
- *2101 California*

Street Wall and Overpass
- *Northwest corner of Buchanan and McAllister*

Public Art
- *Northwest corner of Buchanan and McAllister*

Fire Hydrants
- *Northeast corner of Webster and Golden Gate*
- *Southeast corner of Page and Divisadero*

In Memoriams

Flora Havard Johnson – Supervisor Cohen
Artie Mae Johnson – Supervisor Cohen
Sandra L. Perez – Supervisor Cohen
Gladys Medearis – Supervisor Cohen
Eric "Dr. Rock" Isralow – President Chiu
Eva Chan Lowe – President Chiu & Supervisor Mar
Demetria Herrera Alcantar – Supervisor Mar

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:35 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 19, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
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Tuesday, June 21, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Kim, Chu, Mirkarimi, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:14 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of May 10, 2011, and Special Meeting Minutes of May 11, 2011, at the Budget & Finance Committee Meeting (File Nos. 110337 and 110462). The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the City Operations and Neighborhood Services Committee

110663 [Accept and Expend Grant - 17th and Folsom Street Park Project - $2,700,000]
Sponsor: Kim

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a grant administered by the California State Parks and Recreation Department in the amount of $2,700,000 for the 17th and Folsom Street Park Project.

Resolution No. 267-11

ADOPTED

Recommendations of the Land Use and Economic Development Committee

101350 [Planning Code - Zoning - Parking in South of Market and Mission Bay Districts]
Sponsor: Kim

Ordinance amending the San Francisco Planning Code by amending Sections 151, 151.1, 155, 161, 249.1, and 249.23 to: 1) remove minimum parking requirements and establish maximum parking limits in M-1, C-M, and South of Market districts and the Folsom and Main Residential/Commercial and Fourth and Freelon Streets Special Use Districts to make them consistent with those of neighboring districts; 2) require that non-residential and non-hotel parking in C-3 in the South of Market Mixed Use districts adjacent to Downtown maintain a fee structure which discourages long-term commuter parking; and 3) adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 109-11

FINALLY PASSED

110530 [Changing the Official Sidewalk Width - Harrison Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1589 to change the official sidewalk width on south side of Harrison Street between Fremont and Beale Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

Ordinance No. 110-11

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Economic Development Committee

110397 **[General Plan Amendments - 2009 Housing Element Update]**
Ordinance amending the San Francisco General Plan by adopting the 2009 Housing Element as the Housing Element of the San Francisco General Plan; making findings, including environmental findings and findings of consistency with the General Plan and the eight priority policies of the Planning Code Section 101.1. (Planning Department)

Ordinance No. 108-11

FINALLY PASSED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi, Wiener
Noes: 3 - Chu, Elsbernd, Farrell

From the Land Use and Economic Development Committee Without Recommendation

110658 **[Planning Code - Zoning Map - Presidio-Sutter Special Use District - 800 Presidio Avenue]**
Sponsors: Mirkarimi; Mar and Avalos
Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property located at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X; and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Farrell, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED to reduce the height from '55' to '45'. The motion FAILED by the following vote:

Ayes: 4 - Chu, Elsbernd, Farrell, Wiener
Noes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Cohen, Elsbernd, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Chu, Farrell

NEW BUSINESS

Recommendations of the Budget and Finance Committee

110384 [Interim Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110385 [Interim Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for the FYs ending June 30, 2012, and June 30, 2013, for the Airport Commission, Port Commission, and Public Utilities Commission.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110269 [Redevelopment Agency Interim Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the Interim Budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012.

Resolution No. 265-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110271 [Treasure Island Development Authority Interim Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the Interim Budget of the Treasure Island Development Authority for FY2011-2012.

Resolution No. 266-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110489 [Five-Year Information and Communication Technology Plan - FYs 2011-2012 through 2015-2016]
Sponsors: Mayor; Chiu
Resolution adopting the City's Five-Year Information and Communication Technology Plan for FYs 2011-2012 through 2015-2016 pursuant to San Francisco Administrative Code Section 22A.6.

Resolution No. 271-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110488 [Accept and Expend Grant - Department of Public Health - FY2011-2012]
Sponsor: Mayor
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2011-2012.

Resolution No. 268-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu. Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Budget and Finance Committee Without Recommendation

110671 [Extension of Deferred Retirement Option Program]
Motion extending the Deferred Retirement Option Program. (Clerk of the Board)
(Fiscal Impact.)

Privilege of the floor was granted to Captain Al Casciato who responded to questions raised throughout the discussion.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be AMENDED to extend the program to June 21, 2012. The motion FAILED by the following vote:

Ayes: 1 - Mirkarimi
Noes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener

FAILED by the following vote:

Ayes: 1 - Mirkarimi
Noes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener

Recommendations of the Government Audit and Oversight Committee

110629 [Memorandum of Understanding, Amendment No. 1 - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110630 [Memorandum of Understanding, Amendment No. 1 - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Chu Excused from Voting

Supervisor Campos, seconded by Supervisor Kim, moved that Supervisor Chu be excused from voting on File No. 110631. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Chu

110631 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Chu

110632 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110633 [Memorandum of Understanding, Amendment No. 3 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110634 [Memorandum of Understanding, Amendment No. 4 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110635 [Memorandum of Understanding, Amendment No. 1 - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110636 [Memorandum of Understanding, Amendment No. 1 - Municipal Attorneys' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Elsbernd Excused from Voting

Supervisor Chu, seconded by Supervisor Farrell, moved that Supervisor Elsbernd be excused from voting on File No. 110637. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Elsbernd

110637 [Memorandum of Understanding, Amendment No. 5 - Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by implementing specified terms and conditions of employment for FY2011-2012.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Elsbernd

110638 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Fire, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110639 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Police, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110640 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers, Local 3]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110641 [Memorandum of Understanding, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110642 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Units P-1 and P-2A)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 and P-2A). by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110643 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Unit P-2B)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110644 [Memorandum of Understanding, Amendment 1 - Service Employees International Union, Local 1021]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110645 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110646 [Memorandum of Understanding, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110647 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 200]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110648 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110649 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu. Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110650 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 8-CC)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC), by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110651 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), by implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110652 [Memorandum of Understanding, Amendment No. 3 - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by extending the term of the Memorandum of Understanding through June 30, 2012, and implementing specified terms and conditions of employment for FY2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110653 [Compensation for Unrepresented Employees]
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment effective July 1, 2011.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Land Use and Economic Development Committee

110482 [Planning Code - Miscellaneous Technical Amendments]
Ordinance amending the San Francisco Planning Code to: 1) correct clerical errors, make language revisions and update Sections 121.2, 134, 136.1, 142, 185, 201, 204.1, 204.2, 205, 205.1, 205.3, 207.2, 209.3, 217, 243, 303, 309, 311, 312, 317, 602.25, 602.26, 607.1, and various Sections and Tables in Articles 7 and 8; and 2) adopting findings, including findings under the California Environmental Quality Act, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Supervisor Campos was noted absent at 3:15 p.m. and noted present at 3:43 p.m.

Privilege of the Floor

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Campos

Supervisor Mirkarimi introduced, welcomed, and presented Certificates of Honor to Senior Deputy Steve Geracimos and Sergeant Coleen Newcomer of the San Francisco Sheriff's Department in recognition of their cumulative 50 years of service, their accomplishments, and continued community support upon their retirement from the Department.

Supervisor Campos introduced, welcomed, and presented Certificates of Honor to Arno Hesse and Guillaume Lebleu of Bernal Bucks in recognition of the new Bernal Bucks debit card, their innovative work to get Bernal residents to shop in their neighborhood, and their support of local businesses and community organizations.

SPECIAL ORDER 4:00 P.M.

110675 [Public Hearing - Certification of a Final Environmental Impact Report Appeal - Booker T. Washington Community Center - 800 Presidio Avenue Mixed-Use Project]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 28, 2011, the Certification of a Final Environmental Impact Report identified as Planning Case No. 2006.0868E, by its Motion No. 18340, for the proposed Booker T. Washington Community Center Mixed-Use Project located at 800 Presidio Avenue. (District 2) (Appellant: Stephen M. Williams). (Filed May 18, 2011; Companion to File Nos. 110676, 110677, 110678.)

The President inquired as to whether any member of the public wished to address the Board. Stephen Williams (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Peter Alexander; Paul; John Manley; Elaine Buddo; Ron Kardon; Joyce Lively; Kathy Devincenzi; Brent Lewelling; Charles Turner; Kathy Peck; David Denny; John Hoffman; Doug Malar; Marcel Conrad; Rose Hillson; Male Speaker; Andrea; Camala; Nina Edgell; Rob Costa; Calla Winkler; spoke in support of the appeal. Michael Jacinto, AnMarie Rodgers, and Glenn Cabreros (Planning Department) provided an overview of the decision of the Planning Commission and responded to questions raised throughout the discussion. Alice Barkley and Steve Perry, Patricia Scott, Julian Davis, and Larry Brooks (Project Sponsors) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. Steve Suzuki; Female Speaker; Regina Davis; Alexander Putten; Arnold Townsend; Andy Thornton; Sam Cutteback; Jenny Pearlman; Male Speaker; Brad Paul; Jeff Kaminsky; Ava Benezra; Leah LaCroix; Jose Luis-Mejia; Josh Zukerman; Deane Pearn; Ruth Clay; Ben Robertson; Shavanti Keaton; Simone Torick; Richard Wu; Phillip Stone; Gayle Goldman; Dan Galloway; James McCree; spoke in support of the project and in opposition to the appeal. Steven Williams (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

110676 [Affirming the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]

Motion affirming the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Motion No. M11-103

Supervisor Farrell, seconded by Supervisor Mirkarimi, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110677 [Reversing the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]

Motion reversing the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Supervisor Farrell, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110678 [Preparation of Findings to Reverse the Certification of the Final Environmental Impact Report - 800 Presidio Avenue Mixed-Use Project]
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's certification of the Final Environmental Impact Report for the 800 Presidio Avenue (Booker T. Washington Community Center) Mixed-Use Project.

Supervisor Farrell, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 4:00 P.M.

110702 [Public Hearing - Conditional Use Appeal - 800 Presidio Avenue]
Hearing of persons interested in or objecting to the decision of the Planning Commission's April 28, 2011, Conditional Use Authorization identified as Planning Case No. 2006.0868CEKTZ, by its Motion No. 18342, under Planning Code Sections 303 and 304 to allow construction of a 55-foot tall planned unit development containing community facilities and a five-story, residential building with up to 50 affordable housing units within the RM-1 (Residential, Mixed, Low-Density) District, the Presidio-Sutter Special Use District and a 40-X/55-X Height and Bulk District, on property located at:800 Presidio Avenue, Lot No. 013 in Assessor's Block No. 1073. (District 2) (Appellant: Stephen M. Williams on behalf of the Neighbors for Fair Planning).
(Filed May 31, 2011; Companion Measure to File Nos. 110703, 110704, and 110705.)

The President inquired as to whether any member of the public wished to address the Board. Stephen Williams (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Peter Alexander; Paul; John Manley; Elaine Buddo; Ron Kardon; Joyce Lively; Kathy Devincenzi; Brent Lewelling; Charles Turner; Kathy Peck; David Denny; John Hoffman; Doug Malar; Marcel Conrad; Rose Hillson; Male Speaker; Andrea; Camala; Nina Edgell; Rob Costa; Calla Winkler; spoke in support of the appeal. Michael Jacinto, AnMarie Rodgers, and Glenn Cabreros (Planning Department) provided an overview of the decision of the Planning Commission and responded to questions raised throughout the discussion. Alice Barkley and Steve Perry, Patricia Scott, Julian Davis, and Larry Brooks (Project Sponsors) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. Steve Suzuki; Female Speaker; Regina Davis; Alexander Putten; Arnold Townsend; Andy Thornton; Sam Cutteback; Jenny Pearlman; Male Speaker; Brad Paul; Jeff Kaminsky; Ava Benezra; Leah LaCroix; Jose Luis-Mejia; Josh Zukerman; Deane Pearn; Ruth Clay; Ben Robertson; Shavanti Keaton; Simone Torick; Richard Wu; Phillip Stone; Gayle Goldman; Dan Galloway; James McCree; spoke in support of the project and in opposition to the appeal. Steven Williams (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

110703 [Approving the Planning Commission's Decision Related to the Conditional Use Authorization - 800 Presidio Avenue]
Motion approving the Planning Commission's decision, by its Motion No. 18342, approving the Conditional Use Authorization identified as Planning Case No. 2006.0868CEKTZ on property located at 800 Presidio Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110704 [Disapproving the Planning Commission's Decision Related to the Conditional Use Authorization - 800 Presidio Avenue]

Motion disapproving the Planning Commission's decision, by its Motion No. 18342, approving the Conditional Use Authorization identified as Planning Case No. 2006.0868CEKTZ on property located at 800 Presidio Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Motion 1) disapproving decision of the Planning Commission by its Motion No. 18342, approving Conditional Use Application No. 2006.0868CEKTZ on property located at 800 Presidio Avenue; and 2) authorizing Conditional Use pursuant to the conditions set forth in Planning Commission No. 18342, subject to additional conditions imposed by the Board of Supervisors. (Clerk of the Board)

Motion No. M11-104

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110705 [Preparation of Findings Related to the Conditional Use Authorization - 800 Presidio Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Conditional Use Authorization identified as Planning Case No. 2006.0868CEKTZ on property located at 800 Presidio Avenue.

Motion No. M11-105

Supervisor Mirkarimi, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

110268 [Planning Code - Zoning Map Amendment - 2451 Sacramento Street]
Ordinance amending the San Francisco Planning Code by amending the Zoning Map Sheet 2 to change the zoning classification of 2451 Sacramento Street (Assessor's Block No. 0636, Lot No. 037) from the RM-1 (Residential, Mixed, Low-Density) District to Upper Fillmore Neighborhood Commercial District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and Priorities of Planning Code Section 101.1(b). (Planning Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110490 [Memorandum of Understanding for Local Hiring - San Mateo County]
Sponsors: Mayor; Avalos, Campos and Chiu
Resolution approving a Memorandum of Understanding between the City and County of San Francisco and San Mateo County regarding the application of the San Francisco Local Hiring Policy for Construction to construction projects located within San Mateo County.

Resolution No. 273-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110491 [Tolling Agreement - San Mateo County]
Sponsor: Mayor
Resolution approving an agreement between the City and County of San Francisco and San Mateo County tolling the statute of limitations for an action or claim challenging the San Francisco Local Hiring Policy for Construction based on the California Environmental Quality Act.

Resolution No. 272-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Male Speaker; expressed concerns relating to synthetic turf.
Emil Lawrence; expressed various concerns.
Eugene Gordon, Jr.; expressed various concerns.
Terri Frye; expressed support for ARC/AIDS Vigil legislation.
Peter Warfield; expressed concerns relating to the SF Public Library.
Brian Basinger; expressed support for ARC/AIDS Vigil legislation.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110214 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 28, 2011, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

Motion No. M11-102

APPROVED

110751 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Mirkarimi

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self- Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

Resolution No. 269-11

ADOPTED

110752 [Commemorating the ARC/AIDS Vigil]
Sponsors: Campos; Wiener, Mirkarimi, Chiu and Avalos
Resolution recognizing the historic significance of the ARC/AIDS Vigil and encouraging the City and County of San Francisco to place a plaque on or near the site of the ARC/AIDS Vigil.

Supervisor Avalos requested to be added as a co-sponsor.

Resolution No. 274-11

ADOPTED

110754 [Accept and Expend Grant - Smoking Cessation Buprenorphine Treated Patients - $26,558]
Sponsor: Elsbernd
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $26,558 from the University of California San Francisco to fund the project entitled "Smoking Cessation Intervention in Buprenorphine Treated Patients" for the period of March 1, 2011, through May 31, 2011, and waiving indirect costs.

Resolution No. 270-11

ADOPTED

110755 [Anza Branch Library Reopening]
Sponsor: Mar
Resolution recognizing the grand reopening of the Anza Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to the City and County of San Francisco and its residents.

Resolution No. 276-11

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Campos

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mirkarimi requested that File No. 110756 be severed so that it may be considered separately.

110756 [Summer Learning Day - June 21, 2011]
Sponsors: Mirkarimi; Avalos, Mar and Campos
Resolution declaring San Francisco a summer learning city, urging relevant City Departments to coordinate and collaborate with youth and educational non-governmental organizations and designating June 21, 2011, as Summer Learning Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 110756. Students and staff from the New Day for Learning spoke in support of the proposed Resolution. There were no other speakers. The President declared closed public comment.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 277-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Avalos, seconded by Supervisor Farrell, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Campos

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Avalos, seconded by Supervisor Farrell, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Campos

110765 [Barbara Schultheis Day - June 23, 2011]
Sponsor: Avalos
Resolution commending Fire Marshal Barbara Schultheis for her immense service to the City and declaring June 23, 2011, to be Barbara Schultheis Recognition Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 110765. There were no speakers. The President declared public comment closed.

Resolution No. 275-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Absent: 1 - Campos

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Charter Amendment

110058 [Charter Amendment - City Retirement Benefits and Health Care Benefits]
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell and Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

05/24/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

06/16/11; SUBSTITUTED AND ASSIGNED to Rules Committee.

Ordinances

110766 [Administrative Code - Overtime Appropriations]
Sponsors: Campos; Farrell
Ordinance amending the San Francisco Administrative Code by adding Section 3.17 to: 1) require separate overtime items in the budget for the Airport, Emergency Management, Fire, Police, Public Health, Public Utilities, Public Works, Recreation and Park, and Sheriff; and 2) require those departments to obtain a separate supplemental appropriation to exceed those amounts.

06/21/11; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/21/2011.

110767 [Planning Code - Alcoholic Beverages in Bowling Alleys in the Mission Alcoholic Beverage Special Use Subdistrict]
Sponsors: Kim; Wiener
Ordinance amending the San Francisco Planning Code Section 781.8 to: 1) permit bowling alleys in the Mission Alcoholic Beverage Special Use Subdistrict to serve alcoholic beverages; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/21/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/21/2011.

110768 [Planning Code - Japantown Special Use District Provisions]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Planning Code Section 249.31 to: 1) prohibit a Medical Service Use or a Business or Professional Service Use on the Ground Floor in the Area Zoned NC-2 in the Japantown Special Use District; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

06/21/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110769 [Transportation Code - Car Share Vehicle Parking Restrictions]
Sponsors: Mayor; Chiu
Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8, Division I, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

06/21/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/21/2011.

Resolutions

110770 [Municipal Transportation Authority Overtime Appropriations]
Sponsors: Campos; Farrell
Resolution encouraging the San Francisco Municipal Transportation Agency (SFMTA) to develop a plan and the SFMTA Board to adopt a policy to address overtime overruns in FY2011-2012 and subsequent years.

06/21/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110771 [Jurisdictional Transfer and Exchange of Real Property - Ocean Avenue and Phelan Avenue]

Sponsor: Elsbernd

Resolution 1) approving the jurisdictional transfer of an approximately 5,835 square foot portion of City property located near Ocean Avenue and Phelan Avenue under the jurisdiction of the San Francisco Public Utilities Commission with an approximately 6,264 square foot portion of adjacent City property under the jurisdiction of the San Francisco Municipal Transportation Agency; 2) approving the subsequent exchange of the 6,264 square foot portion of such City property and an approximately 6.21 acre portion of adjacent City property under the jurisdiction of the San Francisco Public Utilities Commission for adjacent real property owned by the San Francisco Community College District and comprised of approximately 6.60 acres; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

06/21/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110772 [Resolution of Intention - West Portal Community Benefit District]

Sponsor: Elsbernd

Resolution 1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "West Portal Community Benefit District" and to levy a multi-year assessment on identified parcels in the district; 2) approving the management district plan and engineer's report and proposed boundaries map for the district; 3) ordering and setting a time and place for a public hearing thereon; 4) approving the form of the Notice of Public Hearing and Assessment Ballots; and 5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

06/21/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110773 [SOMA Community Stabilization Fund Expenditures - $325,000]

Sponsors: Kim; Mar

Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund in the amount of $325,000 to provide housing and job readiness services to low-income residents and workers in the South of Market neighborhood.
(Fiscal Impact.)

06/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110774 [Assessment Ballots for City-Owned Parcels for the Proposed Renewal and Expansion of Fillmore Jazz Community Benefit District to be Renamed Fillmore Community Benefit District]

Sponsor: Mirkarimi

Resolution authorizing the Mayor to cast assessment ballots in the affirmative, on behalf of the City and County of San Francisco, as the owner of five parcels over which the Board of Supervisors has jurisdiction, where those five parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district currently known as the Fillmore Jazz Community Benefit District, to be renamed the Fillmore Community Benefit District.

06/21/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Requests for Hearing

110215 [Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

06/21/11; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

110775 [Hearing - Park Code - Parks for the Public]
Sponsors: Avalos, Campos, Mar and Mirkarimi
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 8, 2011, Election entitled "Ordinance amending the San Francisco Park Code by adding Section 12.49 to: 1) ensure equal public access to parks and recreation facilities and prevent privatization of our public parks and facilities; and 2) set an effective date."

06/21/11; RECEIVED AND ASSIGNED to Rules Committee.

110776 [Hearing - Administrative Code - Fair Shelter Initiative]
Sponsors: Mar, Campos, Avalos, Kim and Mirkarimi
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 8, 2011, Election entitled "Ordinance amending the San Francisco Administrative Code by amending Sections 20.57.1, 20.76.3, 20.106.2, 20.206.3, and 20.228 to: 1) provide that homeless shelters shall not constitute "housing" for purposes of setting benefit levels under the Care Not Cash Initiative; and 2) set an operative date."

06/21/11; RECEIVED AND ASSIGNED to Rules Committee.

110777 [Hearing - Planning Code - Prohibiting Demolition of Residential Buildings]
Sponsors: Mar, Avalos, Campos, Mirkarimi and Kim
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 8, 2011, Election entitled "Ordinance amending the San Francisco Planning Code by adding Section 317 to prohibit the demolition of residential buildings containing 50 or more housing units."
(Economic Impact)

06/21/11; RECEIVED AND ASSIGNED to Rules Committee.

110779 [Hearing - Status of the Police in the Community Loan Program]
Sponsor: Farrell
Hearing on the status of the Police in the Community Loan Program (PIC) and exploring the status and effectiveness of the PIC program, including how many officers have taken advantage of the program, and will also look at ways to make the program more effective and potential avenues to expand the program to include other first responders.

06/21/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110780 [Hearing - Issues Faced by Seniors Living in Single Room Occupancy]
Sponsor: Mar
Hearing regarding the needs and issues faced by the San Francisco Seniors living in Single Room Occupancy.

06/21/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110583 [Administrative Code - Cash Difference and Overage Funds]
Ordinance amending the San Francisco Administrative Code by amending Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; to increase, reduce, or discontinue the funds; 2) require any county officer or department head using such funds to report to the Controller; and 3) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

06/10/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/21/2011.

PROPOSED RESOLUTIONS

110568 [Street Artist Spaces - Post Street, Northwest Corner, at Stockton Street]
Resolution approving designation for six (6) months designation of two (2) temporary selling spaces on Post Street, northwest corner, at Stockton Street, for street artists certified by the Arts Commission. (Arts Commission)

06/06/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110581 [In-Home Supportive Services Provider Benefits and Administration Contract Amendment - $419,058,271]
Resolution amending Resolution No. 291-06 File No. 06033 that approved the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health and dental benefits to IHSS independent providers for the period of July 1, 2006, to June 30, 2016, in the amended amount of $419,058,271. (Human Services Department)
(Fiscal Impact.)

06/08/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110582 [Settlement of Claim - Weintraub Capital Management, LP - $117,470.45]
Resolution approving the settlement of the unlitigated claim filed by Weintraub Capital Management, LP against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of $117,470.45; claim was filed on January 25, 2011. (City Attorney)

06/10/11; RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
Southeast corner of Bush and Divisadero
Northeast corner of Sutter and Divisadero
Northwest corner of McAllister and Fillmore
Southwest corner of Divisadero and Geary
Northeast corner of Haight and Buchanan
Northeast and Northwest corner of Haight and Laguna
Southwest corner of Geary and Steiner

Mailboxes
2299 Post
Southeast corner of Scott and Geary
Southwest corner of Central and Waller
Northwest corner of McAllister and Fillmore
Southwest corner of Hayes and Fillmore
Northeast corner of Haight and Fillmore
Northeast corner of Haight and Buchanan

Street Walls and Overpasses
Northwest corner of Steiner and Geary
1875 Geary, on North Side

Public Benches
Approximately 2175 Post

Fire Hydrants
Approximately 1995 Geary
Southwest corner of Haight and Laguna
Southwest corner of Haight and Buchanan

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following public property locations:
Utility Boxes
64 Baker
Southwest corner of McAllister and Fillmore
940 Fillmore

Emergency Boxes
Southwest corner of Pierce and Page
Southeast corner of Scott and Oak
Southwest corner of Fulton and Steiner
Northeast corner of Divisadero and Turk
Southeast corner of Divisadero and Ellis
Northeast corner of Post and Steiner
Approximately 2755 California
Southeast corner of Page and Steiner

Northwest corner of Pierce and Turk

Bus Shelters
Southwest corner of Hayes and Fillmore
Southwest corner of Haight and Buena Vista East
Southeast corner of Haight and Divisadero
Southwest corner of Haight and Pierce
Southwest corner of Fillmore and Hayes
Northeast corner of Fulton and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Northwest and Southwest corners of Fillmore and Post
2821 California
Southwest corner of Divisadero and Geary
Northeast corner of Divisadero and Geary
347 Judah
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southwest corner of Cole and Waller
Southwest corner of Divisadero and Geary
1750 Divisadero
Northwest corner of California and Divisadero
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
1377 Fell
Southwest corner of Bush and Divisadero
Southwest corner of Divisadero and Geary
Northeast corner of Divisadero and Geary
1750 Divisadero
Northwest corner of California and Divisadero

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore
Southwest corner of O'Farrell and Divisadero
Southwest corner of Bush and Divisadero
1750 Divisadero
Northwest corner of California and Divisadero
Northeast corner of Broderick and Geary
Northeast corner of Haight and Steiner
Southwest corner of Divisadero and Geary
Northeast corner of Divisadero and Geary

Advertiser
Southwest corner of Divisadero and Geary
Northeast corner of Broderick and Geary

Jobs and Careers
Southwest corner of O'Farrell and Divisadero
Southwest corner of Divisadero and Geary

Real Estate Times
Southwest corner of O'Farrell and Divisadero
Southwest corner of Bush and Divisadero
Northeast corner of Divisadero and Geary

USA Today
1750 Divisadero

Open Exchange
1750 Divisadero

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
Approximately 1290 Divisadero
Approximately 1260 Divisadero
Southwest corner Haight and Fillmore
Southwest corner Scott and Haight
1234 Divisadero
Approximately 1580 Divisadero
1750 Divisadero
1703 Broderick
1704 Broderick
2727 Pine
Approximately 2725 California
248 Scott
Northeast corner of Scott and Oak
Approximately 1265 Fell
Approximately 480 Steiner
Approximately 1670 Eddy
Approximately 1945 Geary
Approximately 1985 Geary
Approximately 2025 Geary
Approximately 2075 Geary
Approximately 2085 Geary
Approximately 2185 Geary
Approximately 2111 O'Farrell
Approximately 2010 Geary
Approximately 2020 Geary
Approximately 2195 Post
Approximately 2335 Sutter
Approximately 2575 Bush

Wood Poles
Approximately 2745 California

Approximately 2565 Bush
1601 Turk
Near 317 Buchanan

Concrete Poles
Approximately 1345 Fell

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings
1706 Steiner, on North Side
1234 Divisadero
712 Haight
1235 Divisadero
1363 Divisadero
2675 Bush, on East Side
1040 Fillmore, on Gate
803 Fillmore
719 Fillmore
711 Fillmore
1155 Page
1138 Page
Northeast corner of Haight and Page (400 Fillmore)
780 Oak
930 Steiner
2186 Geary
2655 Bush

In Memoriams

Nick D'Angelo – Board President David Chiu
Shirley Fong Torres – Board President David Chiu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:52 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 26, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 30 2011

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Tuesday, June 28, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Kim, Chu, Mirkarimi, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:09 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

110629 [Memorandum of Understanding, Amendment No. 1 - Multiple Unions (Crafts Coalition)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 112-11

FINALLY PASSED

110630 [Memorandum of Understanding, Amendment No. 1 - San Francisco Deputy Probation Officers' Association]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 113-11

FINALLY PASSED

110632 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 2)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 115-11

FINALLY PASSED

110633 [Memorandum of Understanding, Amendment No. 3 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 116-11

FINALLY PASSED

110634 [Memorandum of Understanding, Amendment No. 4 - International Federation of Professional and Technical Engineers, Local 21]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 117-11

FINALLY PASSED

110635 [Memorandum of Understanding, Amendment No. 1 - San Francisco Institutional Police Officers' Association]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 118-11

FINALLY PASSED

110636 [Memorandum of Understanding, Amendment No. 1 - Municipal Attorneys' Association]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 119-11

FINALLY PASSED

110638 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Fire]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Fire, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 121-11

FINALLY PASSED

110639 [Memorandum of Understanding, Amendment No. 3 - Municipal Executives' Association, Police]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, Police, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 122-11

FINALLY PASSED

110640 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers, Local 3]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 123-11

FINALLY PASSED

110641 [Memorandum of Understanding, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 124-11

FINALLY PASSED

110642 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Units P-1 and P-2A)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 and P-2A), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 125-11

FINALLY PASSED

110643 [Memorandum of Understanding, Amendment No. 3 - San Francisco Police Officers' Association (Unit P-2B)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 126-11

FINALLY PASSED

110644 [Memorandum of Understanding, Amendment 1 - Service Employees International Union, Local 1021]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 127-11

FINALLY PASSED

110645 [Memorandum of Understanding, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 128-11

FINALLY PASSED

110646 [Memorandum of Understanding, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 129-11

FINALLY PASSED

110647 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 200]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 130-11

FINALLY PASSED

110648 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 131-11

FINALLY PASSED

110649 [Memorandum of Understanding, Amendment No. 1 - Transport Workers Union of America, Local 250-A (Multi-Unit)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 1 to the 2010-2012 Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 132-11

FINALLY PASSED

110650 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 8-CC)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC), by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 133-11

FINALLY PASSED

110651 [Memorandum of Understanding, Amendment No. 5 - Union of American Physicians and Dentists (Unit 11-AA)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 134-11

FINALLY PASSED

110652 [Memorandum of Understanding, Amendment No. 3 - San Francisco District Attorney Investigators' Association]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by extending the term of the Memorandum of Understanding through June 30, 2012, and implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 135-11

FINALLY PASSED

110653 [Compensation for Unrepresented Employees]
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment effective July 1, 2011.

Ordinance No. 136-11

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

110482 [Planning Code - Miscellaneous Technical Amendments]
Ordinance amending the San Francisco Planning Code to: 1) correct clerical errors, make language revisions and update Sections 121.2, 134, 136.1, 142, 185, 201, 204.1, 204.2, 205, 205.1, 205.3, 207.2, 209.3, 217, 243, 303, 309, 311, 312, 317, 602.25, 602.26, 607.1, and various Sections and Tables in Articles 7 and 8; and 2) adopting findings, including findings under the California Environmental Quality Act, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Ordinance No. 140-11

FINALLY PASSED

110268 [Planning Code - Zoning Map Amendment - 2451 Sacramento Street]
Ordinance amending the San Francisco Planning Code by amending the Zoning Map Sheet 2 to change the zoning classification of 2451 Sacramento Street (Assessor's Block No. 0636, Lot No. 037) from the RM-1 (Residential, Mixed, Low-Density) District to Upper Fillmore Neighborhood Commercial District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and Priorities of Planning Code Section 101.1(b). (Planning Department)

Ordinance No. 111-11

FINALLY PASSED

Recommendations of the Rules Committee

110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - $290,000]
Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for $290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

PASSED, ON FIRST READING

110537 [Settlement of Lawsuit - Stephanie Davis - $45,000]

Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for $45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

PASSED, ON FIRST READING

110539 [Settlement of Claim - Tadhge Conway - $250,000]

Resolution approving the settlement of the unlitigated claim filed by, Tadhge Conway against the City and County of San Francisco for $250,000; the claim was filed on July 22, 2010, Claim No. 11-00169. (City Attorney's Office)

Resolution No. 283-11

ADOPTED

110717 [Appointment, Developmental Disabilities Area Board V - Donna Adkins]

Motion appointing Donna Adkins, term ending December 31, 2013, to the Developmental Disabilities Area Board V. (Clerk of the Board)
Donna Adkins, seat 2, succeeding herself, term expired, must have demonstrated interest and leadership in human services, for the unexpired portion of a three-year term ending December 31, 2013.

Motion No. M11-106

APPROVED

110727 [Appointment, Eastern Neighborhood Citizens Advisory Committee - Kristian Ongoco]

Motion appointing Kristian Ongoco, term ending October 19, 2013, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)
Kristian Ongoco, seat 6, succeeding David Ho, resigned, must be nominated by District 6 Supervisor and confirmed by the full Board, for the unexpired portion of a four-year term ending October 19, 2013.

Motion No. M11-107

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

110345 [Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]
Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110346 [Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110347 [Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Wiener, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Budget and Finance Committee

110384 [Interim Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.
(Fiscal Impact)

Ordinance No. 138-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110385 [Interim Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for the FYs ending June 30, 2012, and June 30, 2013, for the Airport Commission, Port Commission, and Public Utilities Commission.

Ordinance No. 139-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Government Audit and Oversight Committee

Supervisor Chu Excused from Voting

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that Supervisor Chu be excused from voting on File No. 110631. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Chu

110631 [Memorandum of Understanding, Amendment No. 4 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2011-2012 and 2012-2013.

Ordinance No. 114-11

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Chu

Supervisor Elsbernd Excused from Voting

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that Supervisor Elsbernd be excused from voting on File No. 110637. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Elsbernd

110637 [Memorandum of Understanding, Amendment No. 5 - Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2006-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by implementing specified terms and conditions of employment for FY2011-2012.

Ordinance No. 120-11

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Elsbernd

From the Land Use and Economic Development Committee Without Recommendation

110658 [Planning Code - Zoning Map - Presidio-Sutter Special Use District - 800 Presidio Avenue]

Sponsors: Mirkarimi; Mar and Avalos

Ordinance amending the San Francisco Planning Code by adding Section 259.53 to establish the Presidio-Sutter Special Use District for property located at 800 Presidio Avenue (Assessor's Block No. 1073, Lot No. 13); amending Sheet HT03 of the Zoning Map to change the Height and Bulk District from 40-X to 55-X; and amending Sheet SU-03 of the Zoning Map to reflect the boundaries of the Presidio-Sutter Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 137-11

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Cohen, Elsbernd, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Chu, Farrell

NEW BUSINESS

Recommendations of the Land Use and Economic Development Committee

110624 [General Plan Amendments - Executive Park Subarea Plan]
Sponsor: Cohen
Ordinance amending the San Francisco General Plan by amending the Executive Park Subarea Plan of the Bayview Hunters Point Area Plan, the Land Use Index, and maps and figures in various elements and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Supervisor Cohen requested to be added as sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110625 [Planning Code - Zoning - Executive Park Special Use District, Special Height and Bulk Provisions, and Permit Review Procedures]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by adding Section 249.54 to establish the Executive Park Special Use District; adding Section 263.27 to establish Special Height Provisions for the Executive Park Special Use District and the 65/240 EP Height and Bulk District; amending Table 270 to provide that the Table is not applicable to the Executive Park Special Use District; and adding Section 309.2 to establish Permit Review Procedures in the Executive Park Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Supervisor Cohen requested to be added as sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110626 [Zoning Map Amendments - Executive Park Subarea Plan Area]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU10 of the Zoning Map of the City and County of San Francisco to establish the Executive Park Special Use District; amending Sectional Map HT10 to establish the 65/240-EP Height and Bulk District; amending Sectional Map ZN09 to change certain Executive Park parcels from C-2(Community Business) and M-1(Light Industrial) to RC-3(Residential-Commercial Combined, Medium Density); adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Supervisor Cohen requested to be added as sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110666 [Public Hearing - Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]
Sponsor: Chiu
Public hearing to consider the proposed Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 110667. Sarah Ballard (Recreation and Park Department) and Mindy Linetzky (Department of Public Works) provided an overview of the use of real property. Brian Murphy O'Flynn (Prior Owner) provided some background on the prior hearing and spoke in opposition to the use of real property. Julie Christianson; Female Speaker; Howard Wong; Joan Wood; June Osterberg; Linda Chapman; spoke in opposition to the use of real property. Tina Moylan; Mark Commeer; Lee Goodin; spoke in support of the use of real property. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110667 [Authorizing the Use of Real Property Located at 701 Lombard Street - Joe DiMaggio Playground Master Plan Project]
Sponsor: Chiu
Resolution authorizing the use of real property located at 701 Lombard Street (Assessor's Block No. 0074, Lot No. 001) for purposes consistent with the Joe DiMaggio Playground/North Beach Library Master Plan Project; adopting environmental findings and findings of consistency with the General Plan and City Planning Code Section 101.1.

Resolution No. 278-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110215 **[Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]**
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

The President inquired as to whether any member of the public wished to address the Board. Robert Quan (Department of Public Works) provided an overview of the assessments. Susan Conception; Eugene Chan; Elka Borleal; Female Speaker; spoke objecting to the proposed assessments. Robert Quan (Department of Public Works) responded to questions raised throughout the discussion. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110216 **[Report of Assessment Costs for Sidewalk and Curb Repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Robert Quan (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment: 972 Capp St.; 152 Bertita St.; 1927 Alemany Blvd.; 4837 Mission St.; 4596 Mission St.; 176 Burnside Ave.; 2343 21st Ave.; 2391 19th Ave.; 2374 20th Ave.; 2447 19th Ave.; 2487 21st Ave.; 2476 21st Ave.; 345 West Portal Ave.; 360 West Portal Ave.; 50 West Portal Ave.; 1650 Portola Dr.; 339 17th Ave.; 347 17th Ave.; 332 19th Ave.; 5718 Geary Blvd.; 5746 Geary Blvd.; 2123 Clement St.; 463 19th Ave.; 422 18th Ave.; 481 17th Ave.; 376 21st Ave.; 1556 Jackson St.; 1655 Washington St.; 1616 Pacific Ave.; 1650 Pacific Ave.; 2050 Van Ness Ave. The amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 110216, were received without objection.

Resolution No. 279-11

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Campos, seconded by Supervisor Cohen, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisors Campos and Cohen introduced, welcomed, and presented a Certificate of Honor to Pedro Arrigoni in recognition of his bravery in coming to the aid of a police officer that was being assaulted, teaching the art of self defense to community members, and for his continued community support.

Supervisors Chiu and Cohen introduced, welcomed, and presented a Certificate of Honor to Commander Ulyssies G. Moore of the Buffalo Soldiers 10th Calvary in recognition of his accomplishments and continued community support.

COMMITTEE REPORTS

Recommendations of the Rules Committee

110747 [Appointments, Redistricting Task Force - Mike Alonso, Jenny Lam, and Eric McDonnell]

Motion appointing Mike Alonso, Jenny Lam, and Eric McDonnell, terms to be determined, to the Redistricting Task Force. (Clerk of the Board)
Mike Alonso, seat 1, new appointment, term expired, shall be broadly representative of the communities of interest, neighborhoods, and diversity in ethnicity, race, age, gender, and sexual orientation of the City and County of San Francisco, for a term to be determined.
Jenny Lam, seat 2, new appointment, terrn expired, shall be broadly representative of the communities of interest, neighborhoods, and diversity in ethnicity, race, age, gender, and sexual orientation of the City and County of San Francisco, for a term to be determined.
Eric McDonnell, seat 3, new appointment, term expired, shall be broadly representative of the communities of interest, neighborhoods, and diversity in ethnicity, race, age, gender, and sexual orientation of the City and County of San Francisco, for a term to be determined.

Motion No. M11-108

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110748 [Appointments, Bay Area Regional Interoperable Communications System Joint Powers Authority - Chief Gregory Suhr and Commander Lyn Tomioka]

Motion appointing Chief Gregory Suhr and Commander Lyn Tomioka, for indefinite terms, to the Bay Area Regional Interoperable Communications System Authority, residency requirement waived. (Clerk of the Board)

Chief Gregory Suhr, seat 1, must be an employee of the City and County of San Francisco and should have significant public safety or related experience, for an indefinite term.

Commander Lyn Tomioka (residency requirement waived), seat 2 (alternate), must be an employee of the City and County of San Francisco and should have significant public safety or related experience, for an indefinite term.

Motion No. M11-109

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the City Operations and Neighborhood Services Committee

110449 [Accept and Expend Grant - Kindergarten to College Program Participant Incentive Funds - $240,000]

Sponsors: Campos; Mar

Resolution authorizing the Office of Treasurer-Tax Collector to accept and expend a grant in the amount of $240,000 from the Earned Assets Resource Network for Kindergarten to College Program Participant Incentive Funds.

Resolution No. 280-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110456 [Accept and Expend Grant - Cruise Terminal Security - $7,783,556]

Sponsors: Cohen; Chiu

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $7,783,556 from the Department of Homeland Security, 2009 Port Security Grant Program fund, for the Pier 27 Cruise Ship Terminal Security System at the Port of San Francisco.

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 1, Line 24, by replacing 'development of a Port-wide risk management plan' with 'planning and installation of security systems for the Pier 27 Cruise Ship Terminal'. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 281-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110457 [Accept and Expend Grant - Port Security - $1,612,357]
Sponsor: Cohen
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $1,612,357 from the Department of Homeland Security, 2007 Supplemental Infrastructure Protection Port Security Grant Program for homeland security improvements on the Port's waterfront.

Resolution No. 282-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Rules Committee

110058 [Charter Amendment - City Retirement Benefits and Health Care Benefits]
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED to July 12, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Male Speaker; expressed various religious concerns.
Peter Warfield; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Maggie Scott; expressed concerns relating to human services and violence in the community.
Female Speaker; expressed various concerns relating to children's education.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

There were no items.

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Ordinances

110806 [Administrative Code - Deleting Outdated References to Telecommunications Commission]
Ordinance repealing section 11.84 of the San Francisco Administrative Code, thereby dissolving the Telecommunications Commission. (Clerk of the Board)

06/28/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/28/2011.

110809 [Administrative Code – Dissolving Drug Abuse and City-Wide Alcoholism Advisory Boards]
Ordinance repealing sections 15.17 and 15.19 of the San Francisco Administrative Code, thereby dissolving the Drug Abuse Advisory Board and the City-Wide Alcoholism Advisory Board, respectively. (Clerk of the Board)

06/28/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/28/2011.

Resolutions

110799 [Accept and Expend Grant - Bayview Opera House - $400,000]
Sponsor: Cohen
Resolution authorizing the Arts Commission to accept and expend a grant in the amount of $400,000 from the San Francisco Redevelopment Agency to make structural upgrades and install accessibility improvements at the Bayview Opera House.

06/28/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110800 [Urging the MTA to Require Quarterly Reports on the Implementation of Work Rule Changes]
Sponsor: Wiener
Resolution urging the San Francisco Municipal Transportation Agency Board of Directors to require quarterly reports on the implementation of work rule changes.

06/28/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110801 [Commending Octagon House on its 150th Anniversary]
Sponsor: Farrell
Resolution commending the Octagon House on its 150th Anniversary in 2011.

06/28/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110802 [Accept and Expend Grant - Out-of-School-Time Online Homework Help Program - $20,000]
Sponsor: Chu
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $20,000 from the California State Library as part of the Federal Library Services and Technology Act the Out-of-School-Time Online Homework Help Program.

06/28/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110807 [Dissolving Presidio Neighborhood Representative Work Group]
Resolution repealing Resolution No. 668-01, to dissolve the "Presidio Neighborhood Representative Work Group." (Clerk of the Board)

06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110808 [Dissolving Mayor's Criminal Justice Council]
Resolution repealing Resolution Nos. 89-71, 286-71, 359-71, 360-71, 608-71, 14-72, 578-72, 510-73, 934-74, 126-77, 26-78, 704-78, 412-82, 349-89, 414-89 to dissolve the "Mayor's Criminal Justice Council." (Clerk of the Board)

06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110810 [Dissolving Children's Collaborative Task Force]
Resolution repealing Resolution No. 358-07 to dissolve the "Children's Collaborative Task Force." (Clerk of the Board)

06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110811 [Dissolving Arts Task Force]
Resolution repealing Resolution No. 781-04, Resolution No. 316-05; Resolution No. 402-05; Resolution No. 802-05; and Resolution No. 77-06 to dissolve the "Arts Task Force." (Clerk of the Board)

06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110812 [Contract Amendment - Cypress Security, LLC - Security Services - an Additional $17,100,000]
Sponsor: Wiener
Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional $18.7 million to continue security services for an additional three years.
(Fiscal Impact.)

06/28/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110813 [CEQA Findings for Firehouse Improvements]
Sponsors: Mayor; Chiu
Resolution of the Board of Supervisors of the City and County of San Francisco determining and making certain findings under the California Environmental Quality Act relating to the construction and improvement of certain firehouses and determining other matters related thereto.
06/28/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Requests for Hearing

110797 [Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]
Hearing to consider appointing three members, terms ending November 30, 2012, to the Ballot Simplification Committee. (Clerk of the Board)
Vacant seat 1, succeeding June Fraps, term expired, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2012.
Vacant seat 2, succeeding Betty Packard, term expired, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2012.
Vacant seat 3, succeeding Adele Fasick, term expired, must represent the League of Women Voters of San Francisco, for the unexpired portion of a two-year term ending November 30, 2012.
06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110798 [Appointment, Entertainment Commission - Glendon Carl Hyde]
Hearing to consider appointing one member, term ending July 1, 2015, to the Entertainment Commission. (Clerk of the Board)
Vacant seat 1, succeeding James Meko, term expired, shall represent the interests of City neighborhood associations or groups, for a four-year term ending July 1, 2015.
06/28/11; RECEIVED AND ASSIGNED to Rules Committee.

110803 [Hearing - Family Flight]
Sponsors: Farrell; Avalos
Hearing on the recent U.S. Census Bureau figures which show that just 13.4 percent of San Francisco's 805,235 residents are younger than 18, one of the lowest percentages of any city in the United States and speculation on the causes range from a lack of affordable and workforce housing, lack of neighborhood schools and good quality schools, the cost of living in general, dwindling resources for our parks and recreation, safe streets, and other reasons and calling on a wide range of individuals, including but not limited to representatives from the Department of Children, Youth and Families, the Mayor's Office of Housing, the Recreation and Park Department, the San Francisco Unified School District, the Mayor's Office of Economic and Workforce Development, and other potential organizations to discuss family-related statistics, viewpoints as to the cause of family flight, and potential policies to address the problem.
06/28/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110804 [Hearing - Municipal Transportation Agency Regarding Efficiency Improvements to J-Church Light Rail Vehicle Line Service]
Sponsor: Wiener
Hearing to follow-up with the San Francisco Municipal Transportation Agency (SFMTA) regarding efficiency improvements to J-Church Light Rail Vehicle Line Service, and discussion with SFMTA and the Recreation and Park Department regarding the MUNI right-of-way in Dolores Park.

06/28/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110805 [Hearing - San Francisco Voting Systems Task Force Report]
Sponsor: Campos
Hearing on the report entitled "Recommendations on Voting Systems for the City and County of San Francisco" issued by the San Francisco Voting Systems Task Force in June 2011.

06/28/11; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Northwest and Southwest corners of Fillmore and Post
Southwest corner of Divisadero and Sutter
347 Judah
7th Avenue and Irving
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight
Northwest corner of Baker and Fulton
511 Hayes

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic
Northwest corner of McAllister and Baker
Northwest corner of Hayes and Laguna
559 Hayes

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Southeast corner of Haight and Masonic
Southeast corner of Fulton and Masonic
Northwest corner of Baker and Fulton
559 Hayes

Multiple Publication
1699 Market

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore
Southeast corner of Hayes and Masonic
1750 Fulton
511 Hayes
Approximately 431 Grove

Advertisers
Southeast corner of Haight and Masonic
Southeast corner of Hayes and Masonic

Jobs and Careers
Southeast corner of Fulton and Masonic

Real Estate Times
Southeast corner of Fulton and Masonic

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of resolving problems with the conditions of street surfaces or sidewalks at the following locations:

Dangerous Sidewalks
1632 Broderick
1938 Ellis
Approximately 1915 Geary
1455 Laguna
Approximately 1395 Laguna
687 Fell

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

Residential and Commercial Buildings
Approximately 1618 Laguna
Southwest corner of Hemlock and Laguna
1738 Laguna
560 Octavia
539 Octavia, on East side
706 Buchanan, on North side
235 Gough, on North side
279 Hickory
Approximately 108 Rose
567 Ivy, on East side
415 Ivy
Approximately 448 Ivy
Approximately 460 Ivy
Approximately 125 Rose
155 Haight, on East side
300 Buchanan, on East side
Approximately 241 Haight
2000 McAllister
517 Laguna, on South side
580 Hayes, on North side
583 Grove
Approximately 425 Grove
Approximately 410 Grove
428 Grove, on East side
451 Hayes, on West side
453 Linden
Approximately 625 Linden
665 Fell
616 Fell, on South and West sides
66 Haight, on North side
Southeast corner of Rose and Laguna
1695 Market
1707 Market
210 Page
120 Page
300 Page, on North side
123 Lily

201 Oak
Southeast corner of Oak and Laguna
Northwest corner of Oak and Laguna
200 Octavia
704 Buchanan, on North side
300 Buchanan
55 Laguna, Haight and Buchanan sides
295 Buchanan, on the Lassuant street side
1421 Fulton
590 Baker
616 Divisadero
550 Divisadero

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans
Southeast corner of Fulton and Masonic
Southeast corner of Eddy and Divisadero
Southwest corner of Gough and Page
Northeast corner of Octavia and Haight
This corner of Baker and Fulton
Northwest corner of Octavia and Page
Page Street entrance to Page-Laguna Mini-Park
Southeast corner of Fillmore and Page
Northeast corner of Oak and Fillmore
Southwest corner of Fillmore and Hayes
Southwest corner of Fillmore and Waller

Mailboxes
Southeast corner of Hayes and Masonic
Southeast corner of California and Laguna
Northwest corner of Pine and Gough
100 Haight
Northeast corner of Buchanan and Fell
1 Haight
Southeast corner of Octavia and Hermann

Street Wall and Overpass
East facing wall, West of 454 Lily

Fire Hydrants
1700 Market
Southwest of Laguna and Page
Southwest corner of Haight and Laguna

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes
Approximately 250 Buchanan
Approximately 1610 Octavia
Southwest corner of Gough and Page

Southeast corner of Oak and Octavia
Southeast corner of Page and Octavia
1770 Market, in median
Southwest corner of Gough and Market
Opposite 454 Lily
Southeast corner of Octavia and Ivy
Southwest corner of Octavia and Lily
Northeast corner of Oak and Laguna
Southwest corner of Hickory and Octavia

Southeast corner of Fell and Buchanan
Southwest corner of Waller and Steiner

Emergency Boxes
95 Page
Northeast corner of Octavia and Grove

Bus Stops
Southwest corner of Haight and Buena Vista East
Southeast corner of Haight and Buena Vista West
Haight and Divisadero (all 3 bus shelters)
Haight and Fillmore (all 4 bus shelters, graffiti and filth)
Northeast corner of Haight and Octavia
Southwest and Northeast corners of Fillmore and Hayes
Northwest and Southeast corners of Fulton and Fillmore
Northeast corner of Oak and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the foliowing locations:

Metal Poles
Northwest corner of Frederick and Buena Vista West
848 Baker
Southwest corner of Buchanan and Haight
1319 Masonic
Approximately 1301 Masonic
Northeast corner of Oak and Masonic
Approximately 1680 Eddy
Northwest corner of Webster and Eddy
1901 California
Approximately 1795 Gough
Approximately 404 Austin
Southwest corner of Gough and Page
Southeast corner of Rose and Octavia
Approximately 255 Haight
Approximately 275 Haight
1720 Fulton
1614 Fulton
1015 Laguna
319 Ivy
1700 Market
48 Haight
1710 Market
Approximately 295 Rose
Northbound median of Octavia, at Page

120 Page
Northwest corner of Octavia and Page
Approximately 395 Page
423 Page
501 Oak
Northwest corner of Octavia and Oak
Northeast corner of Laguna and Oak
520 Buchanan

Wood Poles
Approximately 410 Buchanan
341 Buchanan
Approximately 360 Buchanan
Approximately 460 Hayes
Approximately 461 Hayes
Northwest corner of Gough and Linden
Approximately 445 Fell
Approximately 205 Page
Approximately 365 Page

Concrete Poles
Approximately 370 Oak
1960 Eddy
Approximately 435 Fell
Southwest corner of Laguna and Oak

In Memoriams

Freddy Roberto Canul-Arguello – Supervisor Mirkarimi
Robert Pender – Supervisor Elsbernd
Eric Swenson – Supervisor Elsbernd
Jean Harris – Supervisor Wiener
Evelyn Worner – Supervisor Farrell

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:08 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 2, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 30 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 12, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 10:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to approve the Board Meeting Minutes of May 17, 2011, and May 24 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

110819 [Formal Policy Discussions - July 12, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 2, 4, 6, 8, and 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Beyond what we have accomplished in City Hall thus far in 2011, do you have any specific plans for stimulating our local economy before leaving office? (Supervisor Farrell, District 2)

2. The Municipal Transportation Agency (MTA) Board will soon have the task of appointing a new Director for the MTA. How will you help ensure that the new Director will steer our city's transit agency in a direction that leads to service improvements and increased reliability for riders? How will you help ensure that the new Director will have a broad vision for transportation in our city? (Supervisor Chu, District 4)

3. A recent newspaper article noted an increase in suspected gang violence along the Market and 6th Street Corridor. Of the five listed shooting incidents that have occurred just in the last month and a half, four were youth related. Within the vision for the City's youth and family infrastructure, what policies and investments are we prioritizing that are focused on the City's youth and families? What is the City doing to ensure that youth have access to violence prevention programs and economic opportunities that are a pathway to economic self-sufficiency in the future? Specifically, what is the city's strategy for youth to have access to job opportunities with companies that we are currently trying to partner with such as Twitter and California Pacific Medical Center? (Supervisor Kim, District 6)

4. The Departments of Public Works (DPW) and Recreation and Park (RPD) have seen significant reductions in their tree maintenance budgets. This has led to inadequate maintenance of park trees, creating a public safety hazard, and street tree maintenance being shifted to property owners - resulting in spotty maintenance and unfair burdens on property owners to care for trees that they didn't plant and may not even want. I am very interested in finding a sustainable funding source for DPW and RPD to maintain their trees consistently, and to relieve property owners of this unfair obligation. What are your thoughts on this subject? (Supervisor Wiener, District 8)

5. Will you provide us with an update regarding the 3rd Street Corridor improvements that multiple City Departments have been working toward? Specifically, what has been accomplished around façade improvements and employment opportunities for community members? Furthermore, what is the status of the Redevelopment Agency and the Administration's plans for next steps in Bayview? (Supervisor Cohen, District 10)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

110624 [General Plan Amendments - Executive Park Subarea Plan]
Sponsor: Cohen
Ordinance amending the San Francisco General Plan by amending the Executive Park Subarea Plan of the Bayview Hunters Point Area Plan, the Land Use Index, and maps and figures in various elements and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Ordinance No. 143-11

FINALLY PASSED

110625 [Planning Code - Zoning - Executive Park Special Use District, Special Height and Bulk Provisions, and Permit Review Procedures]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by adding Section 249.54 to establish the Executive Park Special Use District; adding Section 263.27 to establish Special Height Provisions for the Executive Park Special Use District and the 65/240 EP Height and Bulk District; amending Table 270 to provide that the Table is not applicable to the Executive Park Special Use District; and adding Section 309.2 to establish Permit Review Procedures in the Executive Park Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Ordinance No. 144-11

FINALLY PASSED

110626 [Zoning Map Amendments - Executive Park Subarea Plan Area]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU10 of the Zoning Map of the City and County of San Francisco to establish the Executive Park Special Use District; amending Sectional Map HT10 to establish the 65/240-EP Height and Bulk District; amending Sectional Map ZN09 to change certain Executive Park parcels from C-2(Community Business) and M-1(Light Industrial) to RC-3(Residential-Commercial Combined, Medium Density); adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Ordinance No. 145-11

FINALLY PASSED

Recommendations of the Rules Committee

110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - $290,000]

Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for $290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

Ordinance No. 141-11

FINALLY PASSED

110537 [Settlement of Lawsuit - Stephanie Davis - $45,000]

Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for $45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

Ordinance No. 142-11

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

110686 [Adopting Findings Related to the Conditional Use Application - 800 Presidio Avenue]

Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18342, approving Conditional Use Application 2006.0868CEKTZ on property located at 800 Presidio Avenue. (Clerk of the Board)

Motion No. M11-110

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Rules Committee

110058 [Charter Amendment - City Retirement Benefits and Health Care Benefits]
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

Supervisor Elsbernd, seconded by Supervisor Farrell, moved that this Charter Amendment be CONTINUED AS AMENDED, with the Board sitting as a Committee of the Whole, to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110534 [Administrative Code - Public Works Greening Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110549 [Park Code - Harding Park and Fleming Golf Courses Fees]
Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110550 [Park Code - Lincoln Park Golf Fees]
Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110551 [Park Code - Sharp Park Golf Fees]
Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110552 [Park Code - Golden Gate Park Golf Fees]
Sponsor: Elsbernd

Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING on July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110706 [Administrative Code - Fee Update]
Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110270 [Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012.
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110273 [Treasure Island Development Authority Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Treasure Island Development Authority for FY2011-2012.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110274 [Adjusting the Access Line Tax with the Consumer Price Index of 2011]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110275 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).
(Fiscal Impact)

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110285 [Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]
Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110379 [Expenditure Plan for the Human Services Care Fund - FY2011-2012]
Sponsor: Mayor
Resolution approving the expenditure plan for the Human Services Care Fund for FY2011-2012.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110380 [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

Supervisor Chu, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Chu, seconded by Supervisor Campos, moved that this Resolution be RE-REFERRED AS AMENDED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110381 [Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Government Audit and Oversight Committee

110459 [Annual Reports - North of Market/Tenderloin Community Benefit District]

Sponsor: Kim

Resolution regarding North of Market/Tenderloin Community Benefit District Annual Reports to the City: receiving and approving the District's Annual Reports for FYs 2006-2007, 2007-2008, 2008-2009 and 2009-2010, as submitted pursuant to Section 36650 of the Business Property and Business Improvement Act of 1994 (California Streets and Highways Code §§36600 et seq.), and Section 3.4 of the District's management contract with the City.

Resolution No. 284-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110753 [Directing the Budget and Legislative Analyst to Conduct Two Audits in FY2011-2012]

Sponsor: Campos

Motion directing the Budget and Legislative Analyst to conduct two performance audits to evaluate in FY2011-2012 and setting the priority as follows: 1) the effectiveness of the City's policies to develop affordable housing and the Planning Department's oversight of City housing development; and 2) the governance and City oversight of the Asian Art and Fine Arts Museums, War Memorial, and Academy of Sciences.

Motion No. M11-111

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Rules Committee

Supervisor Mirkarimi Excused from Voting

Supervisor Campos, seconded by Supervisor Chu, moved that Supervisor Mirkarimi be excused from voting on File No. 110763. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Mirkarimi

110763 [Appointment, Association of Bay Area Governments Executive Board - Supervisors Ross Mirkarimi]

Motion appointing Supervisors Ross Mirkarimi, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Motion No. M11-112

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Wiener
Excused: 1 - Mirkarimi

Supervisor Avalos Excused from Voting

Supervisor Farrell, seconded by Supervisor Campos, moved that Supervisor Avalos be excused from voting on File No. 110821. The motion carried by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Avalos

110821 [Appointment, Association of Bay Area Governments Executive Board - Supervisor John Avalos]

Motion appointing Supervisor John Avalos, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Motion No. M11-113

APPROVED by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Excused: 1 - Avalos

Supervisor Mar Excused from Voting

Supervisor Kim, seconded by Supervisor Cohen, moved that Supervisor Mar be excused from voting on File No. 110822. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mirkarimi, Wiener
Excused: 1 - Mar

110822 [Appointment, Association of Bay Area Governments Executive Board - Supervisor Eric Mar]

Motion appoint Supervisor Eric Mar, term ending June 30, 2013, as an alternate member, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Motion No. M11-114

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mirkarimi, Wiener
Excused: 1 - Mar

110401 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]

Sponsor: Wiener

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

See File No. 110693.

Supervisor Wiener, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be DUPLICATED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Wiener, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110693 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]

Sponsor: Wiener

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

See File No. 110401.

Supervisor Wiener, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011.

Supervisor Wiener, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED AS AMENDED. with the Board sitting as a Committee of the Whole, to July 19, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed support for summer learning.
Kenneth Jo Jo; expressed support for Freedom School and summer learning.
Vera Cummings; expressed support for Freedom School and summer learning.
Former Supervisor Amos Brown; spoke expressing various concerns.
Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to government.
Francisco Da Costa, expressed various concerns.
Walter Paulson; shared in song certain concerns with the Board.
Eugene Gordon Jr.; expressed various concerns.
Female Speaker; spoke in support of pending legislation relating to US Airway incident.
Dr. Annette Shelton; spoke in support of pending legislation relating to US Airway incident.
Shirley Holmes; spoke in support of pending legislation relating to US Airway incident.
Ace Washington; shared a video with the Board.
Debray Carpenter; spoke in support of pending legislation relating to US Airway incident.
Theresa Cooper; expressed concerns relating to gang violence.
Bridgette LeBlanc; spoke in support of pending legislation relating to US Airway incident and Youth MUNI passes.
Everette Downs; spoke in support of pending legislation relating to US Airway incident.
Male Speaker; expressed various religious concerns.
Male Speaker; expressed various concerns.
Donna Doyle; spoke in support of pending legislation relating to US Airway incident.
Jackie Moyer; spoke in support of pending legislation relating to US Airway incident.
Male Speaker; spoke in support of pending legislation relating to US Airway incident.
Male Speaker; expressed various concerns.
Peter Warfield; expressed concerns relating to the SF Public Library.
Reverend Arnold Townsend; spoke in support of pending legislation relating to US Airway incident.
Espinola Jackson; spoke in support of pending legislation relating to US Airway incident.
Female Speaker; expressed various concerns.
Male Speaker; spoke in support of pending legislation relating to US Airway incident.
Cynthia Carder; spoke in support of pending legislation relating to US Airway incident.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110799 [Accept and Expend Grant - Bayview Opera House - $400,000]
Sponsor: Cohen
Resolution authorizing the Arts Commission to accept and expend a grant in the amount of $400,000 from the San Francisco Redevelopment Agency to make structural upgrades and install accessibility improvements at the Bayview Opera House.

Resolution No. 285-11

ADOPTED

110800 [Urging the MTA to Require Quarterly Reports on the Implementation of Work Rule Changes]
Sponsor: Wiener
Resolution urging the San Francisco Municipal Transportation Agency Board of Directors to require quarterly reports on the implementation of work rule changes.

Resolution No. 286-11

ADOPTED

110802 [Accept and Expend Grant - Out-of-School-Time Online Homework Help Program - $20,000]
Sponsor: Chu
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $20,000 from the California State Library as part of the Federal Library Services and Technology Act the Out-of-School-Time Online Homework Help Program.

Resolution No. 288-11

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Farrell requested that File No. 110801 be severed so that it may be considered separately.

110801 [Commending Octagon House on its 150th Anniversary]
Sponsor: Farrell
Resolution commending the Octagon House on its 150th Anniversary in 2011.

Supervisor Farrell, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution commending Octagon House on its 150th Anniversary in 2011.

Resolution No. 287-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Charter Amendment

110693 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011.

07/12/11; ASSIGNED to Board of Supervisors.

07/12/11; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/12/11; CONTINUED AS AMENDED.

Ordinances

110348 [Health Code - Biological Agent Detector Registration and Fees]
Sponsor: Chiu
Ordinance amending the San Francisco Health Code by adding Article 35 to create a registration scheme, fees, and other requirements for Biological Agent Detectors.

03/22/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 4/21/2011.

07/12/11; SUBSTITUTED AND ASSIGNED to Public Safety Committee.

110506 [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]

Sponsors: Mirkarimi; Wiener, Mar and Campos

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code, Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to 1) create a Limited Live Performance Permit for indoor locales, whose primary function is not presentation of live performances, said permit to include noise and hours restrictions, but not necessarily security plan requirements; 2) specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

04/26/11; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 5/26/2011.

05/12/11; REFERRED TO DEPARTMENT.

06/21/11; RESPONSE RECEIVED.

07/06/11; TRANSFERRED to Land Use and Economic Development Committee.

07/12/11; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

110716 [Transportation Code - Tour Bus Parking and Loading]

Sponsors: Chiu; Farrell and Mirkarimi

Ordinance amending the San Francisco Transportation Code, Division I, Article 7 by: 1) amending Section 7.2.27 to remove the restriction on the use of white zones by commercial vehicles and clarify that this Section does not apply to Stands established under Division II of the Code and designated for the use of Tour Buses; 2) amending Section 7.2.38 to establish violations for vehicles other than authorized Tour Buses parking or stopping in restricted Tour Bus Stands and for Tour Buses that exceed posted time limits in such Stands; 3) amending Section 7.2.80 to exclude Tour Bus Stands from otherwise applicable parking restrictions imposed in specified use districts on vehicles required to register with the California Public Utilities Commission; and 4) making environmental findings.

07/12/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/11/2011.

110718 [Campaign and Governmental Conduct Code - Capping the Amount of Public Matching Funds]

Sponsors: Farrell; Elsbernd

Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.144 to cap the amount of public matching funds.

07/12/11; ASSIGNED UNDER 30 DAY RULE to Rules Committee.

110719 [Administrative Code - Reentry Council Membership]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code Section 5.1-3 to add two seats to the Reentry Council.

07/12/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 8/11/2011.

110720 [Administrative Code - Gift Funds]
Sponsors: Mayor; Chiu and Chu
Ordinance amending the San Francisco Administrative Code to: 1) create a Recreation and Parks Gift Fund; 2) update the Mayor's Earthquake Emergency Relief Fund to broaden its purpose as a general disaster recovery fund; and 3) amend the Mayor's Fund for the homeless to change the administering agency.

07/12/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 8/11/2011.

Resolutions

110688 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled "The Parkmerced: Government by Developer"]
Sponsor: Campos
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "The Parkmerced Vision: Government by Developer" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board)

07/11/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110721 [Mortgage Revenue Bonds - 121 Golden Gate Avenue - Not to Exceed $26,000,000]
Sponsor: Kim
Resolution declaring the intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future bonded indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $26,000,000 for 121 Golden Gate Avenue (121 Golden Gate Avenue Senior Community); 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $26,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110723 [Contract Amendment - Transbay Joint Powers Authority - Transbay Transit Center Program Services - Not to Exceed $3,280,677]
Sponsor: Kim
Resolution approving the First Amendment to Contract No. CS -159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center program services pursuant to Charter Section 9.118 in an amount not to exceed $3,280,677.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110724 [Exchange and Conveyance of Real Property - Folsom and Essex Streets Intersection]
Sponsor: Kim
Resolution 1) approving the exchange of a portion of City property located near the intersection of Folsom Street and Essex Street with a portion of abutting real property owned by 515 Folsom Street LLC; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.
07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110725 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed $11,000,000]
Sponsor: Wiener
Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $11,000,000 to finance various capital facilities owned or leased by Children's Day School.
07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110726 [Agreement - Serco, Inc. - SFpark Pilot Project - Not to Exceed $44,080,000]
Sponsor: Wiener
Resolution approving the Fourth Amendment to the Agreement with Serco, Inc., to: 1) replace, upgrade, and add parking meters; 2) conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project; and 3) to increase the contract not-to-exceed amount by $22,000,000 utilizing a loan from the Metropolitan Transportation Commission for a total not-to-exceed amount of $44,080,000.
(Fiscal Impact)
07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110728 [Accept and Expend Grant - Altamont Education Advisory Board - $10,000]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $10,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.
07/12/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110729 [Issuance and Sale of Special Tax Bonds - GreenFinanceSF Program - Not to Exceed $100,000,000]
Sponsors: Mayor; Mar
Resolution authorizing the issuance and sale of special tax bonds (federally taxable) in an aggregate principal amount not to exceed $100,000,000 and authorizing related documents and actions in connection therewith.
07/12/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110730 [Loan Loss Reserve Agreement and Approving Administrative Terms and Conditions - GreenFinanceSF Program]
Sponsors: Mayor; Mar
Resolution 1) approving the administrative terms and conditions for the GreenFinanceSF owner-arranged financing program; 2) identifying the San Francisco Department of the Environment, or its City agency designee, as the Program Administrator for the City; 3) setting reporting requirements; and 4) authorizing the execution of a loan loss reserve agreement and related matters.

07/12/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110731 [Electricity Resource Plan Update]
Sponsors: Mayor; Cohen
Resolution endorsing an updated Electricity Resource Plan to provide a long-term vision of San Francisco's electricity future, to serve as a policy guide to be used in proposing and implementing specific actions related to electric energy programs and usage in San Francisco, and to identify potential steps toward achievement of San Francisco's goal of having zero greenhouse gas emissions from its electric usage by 2030.

07/12/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110732 [Executive Committee of the Corrections Partnership for Criminal Justice Realignment Appointment]
Sponsors: Mayor; Mirkarimi
Resolution appointing the San Francisco Department of Public Health to the Executive Committee of the San Francisco Community Corrections Partnership for the purpose of developing an implementation plan for criminal justice realignment.

07/12/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110735 [County Agency Responsible for Implementation of Post-Release Community Supervision Interim Designation]
Sponsors: Mayor; Mirkarimi
Resolution designating, on an interim basis, the San Francisco Adult Probation Department as the county agency responsible for implementing post-release community supervision until an ordinance designating the San Francisco Adult Probation Department as the post-release community supervision authority is considered and adopted by the Board of Supervisors.

07/12/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110736 [Real Property - Office of the Chief Medical Examiner Relocation - 1 Newhall Street - $5,304,500]
Sponsor: Mayor
Resolution authorizing the execution and performance of an option to purchase the approximately 33,000 square foot industrial building and land at 1 Newhall Street for $5,304,500 contained in a lease dated for reference December 20, 2006, by and between 1 Newhall, LLC, as Landlord, and the City and County of San Francisco, as tenant; adopting findings under the California Environmental Quality Act and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.
(Fiscal Impact)

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110739 [Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/12/11; ASSIGNED to Board of Supervisors.

110740 [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]
Sponsors: Cohen; Mar and Avalos
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

07/12/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges from taxi cab companies to the City cab drivers.

07/12/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110744 [Concern Over the Deshon Marman Incident on US Airways]
Sponsors: Cohen; Campos, Kim, Mar, Mirkarimi, Wiener and Avalos
Resolution expressing concern over the treatment of Deshon Marman by US Airways, and urging the Federal Aviation Administration to investigate US Airways' actions and develop and implement consistent dress requirements for passengers.

07/12/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

110737 [Committee of the Whole - Public Hearing to Consider Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 26, 2011, at 3:00 p.m., to hold a public hearing to consider adopting a Resolution to establish (renew and expand) the Fillmore Jazz Community Benefit District and rename the district as the Fillmore Community Benefit District.

07/12/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

110687 [2010-2011 Civil Grand Jury Report - The Parkmerced Vision]
Sponsor: Campos
Hearing on the recently published 2010-2011 Civil Grand Jury report entitled "The Parkmerced Vision: Government-By-Developer." (Clerk of the Board)

05/12/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110738 [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/12/11; ASSIGNED to Board of Supervisors.

110745 [Public Hearing - Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011. (Clerk of the Board)

07/12/11; ASSIGNED to Board of Supervisors.

110746 [Public Hearing - Charter Amendment - City Retirement Benefits and Health Care Benefits]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System. (Clerk of the Board)

07/12/11; ASSIGNED to Board of Supervisors.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110496 [License Agreement - Non-Stop Music Library, L.C.]
Ordinance approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

06/22/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110596 [Settlement of Claim - Shatese Stewart - $250,000]
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

06/27/11; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

110586 [Management Services Agreement - Sewer System Improvement Program - Not to Exceed $150,000,000]
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed $150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

06/30/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

110680 [Master Lease Amendment - U.S. Navy - Treasure Island South Waterfront]
Resolution approving the Twenty-Seventh Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110681 [Master Lease Amendment - U.S. Navy -Treasure Island Childcare]
Resolution approving the Seventh Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110682 [Cooperative Agreement Modification - U.S. Navy - Treasure Island]
Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2011, to September 30, 2012. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110683 [Master Lease Amendment - U.S. Navy - Treasure Island Event Venues]
Resolution approving the Twenty Third Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110684 [Master Lease Amendment - U.S. Navy - Treasure Island Land and Structures]
Resolution approving the Thirty-Fifth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110685 [Master Lease Amendment - U.S. Navy - Treasure Island Marina]
Resolution approving the Fifteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110691 [Special Assessment of Liens for Assessment of Cost]
Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

06/30/11; ASSIGNED to Board of Supervisors.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Haight and Ashbury

San Francisco Chronicle
Southwest corner of Haight and Clayton
738 Haight
Northeast corner of Steiner and Haight
Southwest corner of Buena Vista East and Haight
Southeast corner of Buena Vista West and Haight
Southeast corner of Haight and Ashbury
451 Haight
350 Pegasus

Examiner
Northwest corner of Gough and Hayes
Northwest corner of Clayton and Haight

SF Weekly
350 Pegasus
Northeast corner of Steiner and Haight
Northwest corner of Clayton and Haight
Southeast corner of Lincoln and 19th Avenue
Southwest corner of Divisadero and Haight
Southwest corner of Stanyan and Parnassus

Advertiser
Southeast corner of Parnassus and Stanyan
Southeast corner of 3rd Avenue and Parnassus

Open Exchange
350 Parnassus

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of resolving problems with the conditions of street surfaces or sidewalks at the following locations:

Sidewalk Dumping
Southwest corner of 8th Avenue and Judah
Northwest corner of Willard and Parnassus
Northwest corner of Irving and 19th Avenue
Southeast corner of Fillmore and Waller
929 Haight St.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

Residential and Commercial Buildings
1530 Haight St.
1531 Haight St.
1515 Haight St.
1472 Haight St.
1466 Haight St.
1474 Haight St.
1463 Haight St.
1459 Haight St.
1453 Haight St.
1428 Haight St.
1399 Haight St.
1369 Haight St.
1371 Haight St.
1373 Haight St.
Opposite 1340 Haight St.
989 Haight St.
959 Haight St.
917 Haight St.
909 Haight St.
949 Haight St.
687 Haight St.
681 Haight St.
Northeast corner of Haight and Steiner
500 Haight St.
160 Pierce, on north side

Planter Boxes
1605 Haight St.

Parking Lots
Northwest corner of 19th Avenue and Irving

Billboards
1400 9th Avenue
Southeast corner of 11th Avenue and Irving

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans
1505 Irving
Northwest corner of Irving and 19th Avenue
559 Lincoln
1601 Haight St.
1600 Haight St.
Northeast corner of Clayton and Haight
Northeast corner of Haight and Ashbury

Mailboxes
Northwest corner of 5th Avenue and Parnassus
1401 Haight St.

Curbstones and ADA Curb Ramps
Southwest corner of 18th Avenue and Irving
Approximately 1675 Lincoln, on median
Southwest corner of 5th Avenue and Lincoln

Public Benches
Southwest corner of Masonic and Haight

Fire Hydrants
Northeast corner of Masonic and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Bus Shelters
Southeast corner of Lincoln and 19th Avenue
Southwest corner of Funston and Lincoln
Southeast corner of 9th Avenue and Lincoln
Northwest corner of 5th Avenue and Lincoln
Southeast corner of 5th Avenue and Lincoln
Southwest corner of Masonic and Haight
Southeast corner of Haight and Divisadero

Emergency Boxes
Approximately 1775 Irving
Northeast corner of Haight and Masonic

Parking Meters
Southwest corner of Haight and Cole
Approximately 1671 Haight St.
Approximately 1651 Haight St.
1555 Haight St.
1512 Haight St.
1415 Haight St.
1401 Haight St.

Parking and Traffic Signs
Northwest corner of Buchanan and Laussat

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
973 Haight St.
909 Haight St.
Northeast corner of 3rd Avenue and Lincoln
1772 Haight St.
Southwest corner of Haight and Cole

Southeast corner of Haight and Cole
Approximately 1671 Haight St.
Northeast corner of Haight and Ashbury
1555 Haight St.
1512 Haight St.
1451 Haight St.
Southwest corner of Buena Vista West and Haight
1379 9th Avenue
520 Buchanan
Approximately 360 Buchanan
269 Waller

Wood Poles
Approximately 420 Buchanan
315 Buchanan

Concrete Poles
Intersection of Kezar, 3rd Avenue and Lincoln, in median
Northeast corner of 7th Avenue and Judah
515 Gough

In Memoriams

Michael Soden – Supervisor Chu
Laura Powers – Supervisor Elsbernd
Dennis Gleavy – Supervisor Elsbernd

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:07 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 6, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 30 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 19, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 10:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:12 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of June 7, 2011, and June 14, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

110664 [Contract - San Francisco AIDS Foundation - Housing and Urban Rent Subsidies Services]
Sponsor: Mayor
Resolution approving a contract between the Department of Public Health and the San Francisco AIDS Foundation for rent subsidies services for people living with HIV/AIDS.
(Fiscal Impact)

Resolution No. 301-11

ADOPTED

Recommendation of the Public Safety Committee

110450 [Accept and Expend Grant - Community Justice Center Intensive Outpatient Program - $205,000]
Sponsor: Chiu
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $205,000 from the Department of Justice to fund the project entitled "San Francisco Community Justice Center Intensive Outpatient Program" for the period of October 1, 2010, through September 30, 2011.

Resolution No. 297-11

ADOPTED

Recommendations of the Rules Committee

110797 [Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]
Motion appointing June Fraps, Betty Packard, and Adele Fasick, terms ending November 30, 2012, to the Ballot Simplification Committee. (Clerk of the Board)
June Fraps, seat 1, succeeding herself, term expired, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2012.
Betty Packard, seat 2, succeeding herself, term expired, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2012.
Adele Fasick, seat 3, succeeding herself, term expired, must represent the League of Women Voters of San Francisco, for the unexpired portion of a two-year term ending November 30, 2012.

Motion No. M11-115

APPROVED

110741 [Appointment, SRO Task Force - Victor Nelson]
Motion appointing Victor Nelson, term ending December 31, 2012, to the SRO Task Force. (Clerk of the Board)
Victor Nelson, seat 9, succeeding Patrick Flanagan, resigned, must be a SRO tenant, for the unexpired portion of a three-year term ending December 31, 2012.

Motion No. M11-116

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

Privilege of the floor was granted to John Kwong (Department of Public Works) and John Malamut (City Attorney's Office) who provided an overview of the current discussions with AT&T and responded to questions raised throughout the discussion.

110345 [Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]
Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 6, 2011. The motion FAILED by the following vote:
Ayes: 5 - Campos, Chiu, Mar, Mirkarimi, Wiener
Noes: 6 - Avalos, Chu, Cohen, Elsbernd, Farrell, Kim

Motion No. M11-120

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 6 - Campos, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Chiu, Kim, Mar, Mirkarimi

110346 [Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 6, 2011. The motion FAILED by the following vote:
Ayes: 5 - Campos, Chiu, Mar, Mirkarimi, Wiener
Noes: 6 - Avalos, Chu, Cohen, Elsbernd, Farrell, Kim

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 6 - Campos, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Chiu, Kim, Mar, Mirkarimi

110347 [Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]

Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to September 6, 2011. The motion FAILED by the following vote:
Ayes: 5 - Campos, Chiu, Mar, Mirkarimi, Wiener
Noes: 6 - Avalos, Chu, Cohen, Elsbernd, Farrell, Kim

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 6 - Campos, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Chiu, Kim, Mar, Mirkarimi

Recommendations of the Budget and Finance Committee

110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]

Sponsor: Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30. 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110534 [Administrative Code - Public Works Greening Fund]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110549 [Park Code - Harding Park and Fleming Golf Courses Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110550 [Park Code - Lincoln Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110551 [Park Code - Sharp Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110552 [Park Code - Golden Gate Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110706 [Administrative Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110270 [Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012.
(Fiscal Impact)

Resolution No. 289-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110273 [Treasure Island Development Authority Budget - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Treasure Island Development Authority for FY2011-2012.

Resolution No. 290-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110274 [Adjusting the Access Line Tax with the Consumer Price Index of 2011]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.

Resolution No. 291-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110275 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).
(Fiscal Impact)

Resolution No. 292-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110285 [Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]
Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.

Resolution No. 293-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110379 [Expenditure Plan for the Human Services Care Fund - FY2011-2012]
Sponsor: Mayor
Resolution approving the expenditure plan for the Human Services Care Fund for FY2011-2012.

Resolution No. 295-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110381 [Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

Resolution No. 296-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

NEW BUSINESS

Recommendations of the Budget and Finance Committee

110654 [General Obligation Bond Election - Road Repaving and Street Safety - $248,000,000]

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: $248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Cohen, Kim, Mar, Mirkarimi, Wiener

Noes: 2 - Elsbernd, Farrell

110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]

Sponsors: Mayor; Chiu

Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110528 [Feeder Agreement - BART]

Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

Privilege of the floor was granted to Sonali Bose (Municipal Transportation Agency) and Cheryl Adams (City Attorney's Office) who responded to questions raised throughout the discussion.

Supervisor Campos, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to August 2, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110536 [Airport Lease Agreement - XpresSpa SF International, LLC, and ILJ San Francisco, LLC]

Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 2 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 299-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110540 [Airport Concession Leases - Subway, Jalapeno Grill, Guava & Java, and Mission Bar & Grill]

Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-0185 with Baysubway Airport (Subway); No. 03-0187 with Luna Azul Corporation (Jalapeno Grill); No. 03-0191 with Guava & Java (SFO), Inc. (Guava & Java); and No. 03-0199 with Burger Joint, Inc. (Mission Bar & Grill), and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 300-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110773 [SOMA Community Stabilization Fund Expenditures - $325,000]

Sponsors: Kim; Mar

Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund in the amount of $325,000 to provide housing and job readiness services to low-income residents and workers in the South of Market neighborhood.
(Fiscal Impact.)

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 305-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110494 [Amendment to the Budget and Legislative Analyst Contract to Exercise Two-Year Option]

Motion approving and exercising the final option set forth in the Agreement for Professional Budget and Legislative Analyst Services between the City and County of San Francisco and Harvey M. Rose Associates, LLC, Debra A. Newman, and Louie & Wong, LLP, (A Joint Venture), thereby extending the term of the Agreement from January 1, 2012, through December 31, 2013. (Clerk of the Board)
(Fiscal Impact)

Motion No. M11-117

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the City Operations and Neighborhood Services Committee

110656 [Environment Code - Cell Phone Disclosure Requirements]

Sponsors: Avalos; Mar

Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

Supervisor Mar requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110458 [Accept and Expend Grant - Civic Center Sustainable Resources District Project - $970,000]

Sponsor: Kim

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a U.S. Environmental Protection Agency administered grant in the amount of $970,000 for a Civic Center Sustainable Resources District Project.

Resolution No. 298-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the City Operations and Neighborhood Services Committee Without Recommendation

110332 [Liquor License Transfer - 2801 Jones Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 511 Crescent Street to 2801 Jones Street (District 3) to Daniel J. Kramer of Haas Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 294-11

ADOPTED by the following vote:

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Noes: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee

110180 [Changing the Official Sidewalk Width - Clarence Place]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110277 [Planning Code - Vintage Signs]

Sponsor: Campos

Ordinance amending the San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110623 [Changing the Official Sidewalk Width - Brotherhood Way]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110627 [General Plan Amendment - Community Safety Element]

Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110771 [Jurisdictional Transfer and Exchange of Real Property - Ocean Avenue and Phelan Avenue]

Sponsor: Elsbernd

Resolution 1) approving the jurisdictional transfer of an approximately 5,835 square foot portion of City property located near Ocean Avenue and Phelan Avenue under the jurisdiction of the San Francisco Public Utilities Commission with an approximately 6,264 square foot portion of adjacent City property under the jurisdiction of the San Francisco Municipal Transportation Agency; 2) approving the subsequent exchange of the 6,264 square foot portion of such City property and an approximately 6.21 acre portion of adjacent City property under the jurisdiction of the San Francisco Public Utilities Commission for adjacent real property owned by the San Francisco Community College District and comprised of approximately 6.60 acres; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Resolution No. 304-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Rules Committee

110400 [Campaign and Governmental Conduct Code - Modifying Registration and Disclosure Requirements for Campaign Consultants]

Sponsor: Wiener

Motion ordering submitted to the voters an ordinance amending Article I, Chapter 5, of the Campaign and Governmental Conduct Code, to modify registration and disclosure requirements for campaign consultants at an election to be held on November 8, 2011.

Motion No. M11-118

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110798 [Appointment, Entertainment Commission - Glendon Carl Hyde]

Motion appointing D. Gill Sperlein, term ending July 1, 2015, to the Entertainment Commission. (Clerk of the Board)

D. Gill Sperlein, seat 1, succeeding James Meko, term expired, shall represent the interests of City neighborhood associations or groups, for a four-year term ending July 1, 2015. (Supervisor Kim dissented in Committee.)

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Motion be AMENDED on Page 1, Line 3, by replacing 'D. Gill Sperlein' with 'Glendon Carl Hyde'; on Line 9, by replacing 'D. Gill Sperlein' with 'Glendon Carl Hyde'; on Line 11, by replacing 'D. Gill Sperlein' with 'Glendon Carl Hyde'. The motion carried by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Kim, Mar, Mirkarimi

Noes: 5 - Chu, Cohen, Elsbernd, Farrell, Wiener

Motion appointing Glendon Carl Hyde, term ending July 1, 2015, to the Entertainment Commission. (Clerk of the Board)

Glendon Carl Hyde, seat 1, succeeding James Meko, term expired, shall represent the interests of City neighborhood associations or groups, for a four-year term ending July 1, 2015.

Motion No. M11-119

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110746 [Public Hearing - Charter Amendment - City Retirement Benefits and Health Care Benefits]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the amendments of the proposed Charter Amendment as referenced in File No. 110058. Walter Paulson; Lois Scott; Earl Gilman; Kay Walker; Judith Terracina; Mary Anne McGuire-Hickey; Jean Thomas; Ken Tray; Peter Ashe; Herbert Weiner; James Elliott; Cathy Holton; Bob Moskatt; Gerry Meister; Pamela Lichtenwalner; Sharon Johnson; Tim Paulson; Nancy Gin; Jerry Slaughter; Joan Wood; expressed various concerns relating to the amendments of the proposed Charter Amendment. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110058 **[Charter Amendment - City Retirement Benefits and Health Care Benefits]**
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

Privilege of the floor was granted to Micki Callahan, Director, Department of Human Resources, who responded to questions raised throughout the discussion.

ORDERED SUBMITTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110745 **[Public Hearing - Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]**
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the motion to table File Nos. 110745 and 110693. Walter Paulson; expressed various concerns relating to the motion to table. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Hearing be TABLED. The motion carried by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 3 - Chu, Cohen, Elsbernd

Committee of the Whole Adjourn and Report

From the Board

110693 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011.

Supervisor Wiener, seconded by Supervisor Farrell, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 3 - Chu, Cohen, Elsbernd

Recommendation of the Rules Committee

110401 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]
Sponsor: Wiener
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

ORDERED SUBMITTED by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener
Noes: 4 - Avalos, Campos, Mar, Mirkarimi

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

COMMITTEE REPORTS

Recommendation of the Government Audit and Oversight Committee

110774 [Assessment Ballots for City-Owned Parcels for the Proposed Renewal and Expansion of Fillmore Jazz Community Benefit District to be Renamed Fillmore Community Benefit District]

Sponsor: Mirkarimi

Resolution authorizing the Mayor to cast assessment ballots in the affirmative, on behalf of the City and County of San Francisco, as the owner of five parcels over which the Board of Supervisors has jurisdiction, where those five parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district currently known as the Fillmore Jazz Community Benefit District, to be renamed the Fillmore Community Benefit District.

Resolution No. 306-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Ace Washington; expressed concerns relating to the Press Room.
John Jenkyl; expressed various concerns relating to constitutional law.
Colleen Bernal; expressed various concerns.
Barry Toronto; spoke in support of legislation relating to credit card charges to taxi cab drivers.
Mark; spoke in support of legislation relating to credit card charges to taxi cab drivers.
Dave Schneider; spoke in support of legislation relating to credit card charges to taxi cab drivers.
Tom Newberg; expressed various concerns relating to neighborhood developments.
Female Speaker; expressed various concerns relating to garbage collection.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110728 [Accept and Expend Grant - Altamont Education Advisory Board - $10,000]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $10,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

Resolution No. 302-11

ADOPTED

110737 [Committee of the Whole - Public Hearing to Consider Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 26, 2011, at 3:00 p.m., to hold a public hearing to consider adopting a Resolution to establish (renew and expand) the Fillmore Jazz Community Benefit District and rename the district as the Fillmore Community Benefit District.

Motion No. M11-121

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chu requested that File No. 110740 be severed so that it may be considered separately.

110740 [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]
Sponsors: Cohen; Mar and Avalos
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

Supervisors Mar and Avalos requested to be added as co-sponsors.

Supervisor Cohen, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to July 26, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Campos requested that File No. 110743 be severed so that it may be considered separately.

110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges from taxi cab companies to the City cab drivers.

Supervisor Campos, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the City cab drivers.

Supervisors Mar and Avalos requested to be added as co-sponsors.

Supervisor Campos, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED AS AMENDED to July 26, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Cohen requested that File No. 110744 be severed so that it may be considered separately.

110744 [Concern Over the Deshon Marman Incident on US Airways]
Sponsors: Cohen; Campos, Kim, Mar, Mirkarimi, Wiener and Avalos
Resolution expressing concern over the treatment of Deshon Marman by US Airways, and urging the Federal Aviation Administration to investigate US Airways' actions and develop and implement consistent dress requirements for passengers.

Supevisor Avalos requested to be added as a co-sponsor.

Resolution No. 303-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

110546 [Administrative Code - Health Care Security Ordinance]
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.
(Economic Impact)

05/03/11; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 6/2/2011.

05/06/11; REFERRED TO DEPARTMENT.

06/20/11; RESPONSE RECEIVED.

07/19/11; CALLED FROM COMMITTEE.

110845 [Zoning Map - Rezoning of 312 Connecticut Street]
Sponsor: Cohen
Ordinance amending the San Francisco Zoning Map Sheet No. ZN08 to: 1) rezone Block No. 4035, Lot No. 003 (312 Connecticut Street) from RH-2 to NC-2; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/18/2011.

110846 [Administrative Code - Postrelease Community Supervision Program]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Administrative Code by adding Article XXII, Sections 2A.300 and 2A.301, Chapter 2A to: 1) designate the Adult Probation Department as the county agency responsible for providing postrelease community supervision to eligible inmates released from state prison, as required under California Penal Code section 3451; and 2) authorize the Adult Probation Department to develop a Home Detention and Electronic Monitoring Program that can be used as a supervision tool and sanction for persons who violate conditions of their Postrelease Community Supervision Program.

07/19/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 8/18/2011.

110847 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 2)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 2), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110848 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 1)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 1), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.
(Supervisor Chu excused from voting.)

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110849 [Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Units P-1 & P-2A)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110850 [Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Fire]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Fire, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110851 [Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Unit P-2B)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110852 [Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Police]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Police, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014 and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110853 [Planning, Administrative Codes - Public Art Fee and Public Artwork Trust Fund]
Sponsors: Mayor; Chiu
Ordinance: 1) amending the San Francisco Planning Code, Section 429, to provide that developers currently required to spend 1% of construction costs for public artwork on any development project over 25,000 square feet located in a C-3 district have an option to contribute all or a portion of that Fee to a City fund dedicated to support public art; 2) amending the San Francisco Administrative Code by adding Section 10.200-29 to establish a Public Artwork Trust Fund, funded through contributions and Public Art Fees, for the creation, installation, exhibition, conservation, preservation, and restoration of temporary and permanent public art and capital improvements to nonprofit art facilities within the C-3 district to be administered and expended by the Arts Commission; and 3) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/18/2011.

110854 [Environment Code - Green Building Requirements for City Buildings]
Sponsors: Mayor; Mar
Ordinance amending the San Francisco Environment Code, Chapter 7, Sections 700 through 713, to update the green building requirements for the design, construction, and operation of City buildings.

07/19/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/18/2011.

110857 [Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]

Sponsors: Mayor; Avalos

Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

07/19/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

110855 [Street Vacation - Resolution of Intention - Portion of Cayuga Avenue]
Sponsors: Mayor; Avalos
Resolution declaring the intention of the Board of Supervisors to vacate an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; and setting the hearing date for all persons interested in the proposed vacation of said public right-of-way.

07/19/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110858 [Endorsing 2011 Annual Language Access Ordinance Compliance Report]
Sponsor: Chiu
Resolution endorsing "Language Matters: Language Access Ordinance Annual Compliance Summary Report, July 2011," issued by the Office of Civic Engagement & Immigrant Affairs.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110859 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3 and 607.4 and amending various other Code sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110860 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending Sheets SU01, SS01, and SS02 of the San Francisco Zoning Map to: 1) add blocks and lots to the Washington-Broadway Special Use District 1; 2) add blocks to the Waterfront Special Use District 2; 3) delete blocks and add lots to the Waterfront Special Use District 3; 4) make the boundaries of the Special District for Sign Illumination on Broadway co-extensive with the Broadway Neighborhood Commercial District; 5) delete the Van Ness Special District for Sign Illumination; and 6) add The Embarcadero from Taylor Street to Second Street to the Special District for Scenic Streets; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110861 [City Agency Coordination to Resolve the Problem of Waterfront Parking Lot Scam Crimes]
Sponsor: Mirkarimi
Resolution urging the Mayor's Office to promptly coordinate with the District Attorney's Office, the San Francisco Police Department, and the Port of San Francisco to stop chronic parking lot scam crimes on the waterfront and adjacent neighborhoods.

07/19/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110862 [TIDA Contract Amendment - AMEC Geomatrix, Inc. - Retroactively Extending Term through June 30, 2012]
Sponsor: Mayor
Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to retroactively extend the term through June 30, 2012.

07/19/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110863 [Extending Time to Consider Continuing Redevelopment Activities]
Sponsors: Mayor; Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution expressing the non-binding intent of the City and County of San Francisco to comply with Part 1.9 of the California Health and Safety Code, recently added by Assembly Bill 27, for the purpose of providing the Board of Supervisors with up to an additional month, until November 1, 2011, to consider adopting an ordinance allowing the City and County of San Francisco to continue to undertake state-authorized redevelopment activities by agreeing to make ongoing annual payments for the benefit of other taxing entities, including the San Francisco Unified School District and City College of San Francisco; and adopting findings that the Resolution is not a project under the California Environmental Quality Act.

07/19/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110864 [Application Approval - Comprehensive HIV Prevention Programs - $8,085,800]
Sponsors: Mayor; Wiener
Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2012 to continue to receive funding for the "Comprehensive HIV Prevention Programs" grant from the Centers for Disease Control and Prevention, requesting $8,085,000 in HIV prevention funding for San Francisco; from January 1, 2012, through December 31, 2012.

07/19/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110865 [Pedicab Fare Schedule - Cabrio Taxi]
Sponsor: Chiu
Resolution approving the pedicab fare schedule for Cabrio Taxi.

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110866 [Commending the 50th Anniversary of Save the Bay]
Sponsors: Chiu; Mar
Resolution commending Save the Bay on its 50th Anniversary in 2011.

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110867 [Accept and Expend Grant - Criminal Restitution Compact - $85,658.40]
Sponsor: Cohen
Resolution authorizing the Department of the District Attorney to retroactively contract for, accept, and expend up to $85,658.40 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2011, through June 30, 2012

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

110689 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]
Motion directing the Board of Supervisors to hold a public hearing on August 2, 2011, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

06/30/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110868 [Closed Session - Potential Litigation - Health Care Security Ordinance]
Sponsor: Campos
Motion that the Board of Supervisors convene in closed session on July 26, 2011, to consult with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation against the City involving amendments to the Health Care Security Ordinance. Government Code Section 54956.9(b) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.

07/19/11; RECEIVED AND ASSIGNED to Board of Supervisors.

110869 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

07/19/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

110690 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to proposed Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

06/30/11; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

110856 [Hearing - Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]

Hearing of persons interested in or objecting to the proposed Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance. (Clerk of the Board)

07/19/11; RECEIVED AND ASSIGNED to Board of Supervisors.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110694 [Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

07/05/11; RECEIVED AND ASSIGNED to Rules Committee.

110714 [Settlement of Lawsuit - Arash Ghanadan - $50,000]
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

07/11/11; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

110713 [Settlement of Unlitigated Claim - Ned Bresnahan - $265,000]
Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for $265,000; claim was filed on March 28, 2011.

07/06/11; RECEIVED AND ASSIGNED to Rules Committee.

110715 [Settlement of Unlitigated Claims - Pearl Howell - $80,000]
Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for $80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

07/11/11; RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Municipal Transportation Agency
To: Chief, Police Department
To: City Attorney
To: Senator Mark Leno
To: Senator Leland Yee
To: Assemblymember Fiona Ma
To: Assemblymember Tom Ammiano
Requesting/Inquiring: Requesting the Municipal Transportation Agency, The San Francisco Police Department, City Attorney, and San Francisco's State Legislative Delegation to report on the following in the wake of a tragic shuttle bus crash at Octavia and Oak Streets on Thursday, July 14th:

- *Traffic light and signage modifications at intersections along Octavia Boulevard and nearby streets to slow traffic and alert drivers to the particular challenges navigating in the area*
- *Possible speed bumps, speed bump enhancements, and other traffic controls on the streets and alleyways that flow into Octavia Boulevard (Linden Avenue, for example)*
- *Increased police enforcement of speed and other traffic laws in the area*
- *A rail and/or guard to buffer the children's playground at Patricia's Green from nearby traffic on Octavia Boulevard and Fell Street*
- *Potential state law requiring seat belts in shuttle buses*

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Northwest corner of Fulton and Webster
Approximately 390 Webster
Northwest corner of Golden Gate and Webster
Approximately 1155 McAllister
940 Fillmore
Northeast corner of Hayes and Fillmore
Southeast corner of Oak and Octavia
Southwest corner of Octavia and Lily
Southeast corner of Page and Octavia
Parking and Traffic Signs
810 Fulton
110 Webster

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings
539 Gough
1104 Stanyan
2 Medical Center Way, on East side
Southwest corner of 7th Avenue and Judah
330 Judah
1398 9th Avenue

1224 9th Avenue
1335 9th Avenue, on south side
1329 9th Avenue
Opposite 1722 Irving, on fence
Approximately 1271 19th Avenue
1707 Lincoln
1201 8th Avenue
1201 6th Avenue, on West side
597 Lincoln
1708 and 1770 Haight Street
1606, 1636, 1638, 1644 and 1652 Haight Street
Southeast corner of Haight and Clayton
Southwest corner of 9th Avenue and Judah
1540 Haight Street
1553 and 1555 Haight Street

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Northwest corner of Hayes and Fillmore

San Francisco Chronicle
Southeast corner of Haight and Fillmore
Southeast corner of Divisadero and Haight
Southwest corner of 9th Avenue and Judah

San Francisco Examiner
Northwest corner of Fillmore and Hayes
1401 Haight
Southwest corner of 9th Avenue and Judah
Northwest corner of Geary and Fillmore

SF Weekly
Southeast corner of Post and Webster
Northeast corner of Scott and Haight
1825B Post

Advertiser
Northwest corner of Geary and Fillmore

Jobs and Careers
Northwest corner of Geary and Fillmore
1825B Post

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
4979 17th Street
1180 Stanyan
Approximately 1406 5th Avenue
Northwest corner of 5th Avenue and Parnassus

Northwest corner of Grove and Webster
Northeast corner of McAllister and Webster
Approximately 1116 McAllister
Northeast corner of Eddy and Laguna
Northeast corner of Hayes and Fillmore
724 Fillmore

Wood Poles
Approximately 175 Rose

Concrete Poles
760 Webster
Northwest corner of Willow and Laguna

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
Approximately 1191 McAllister
Northeast corner of Grove and Fillmore
Northeast corner of Grove and Fillmore

Mailboxes
Southwest corner of Hayes and Fillmore
Northwest corner of Haight and Octavia

Curbstones and ADA Curb Ramps
Southeast corner of Page and Fillmore

Fire Hydrants
Southeast corner of Grove and Fillmore
Northeast corner of Golden Gate and Webster
Southeast corner of Haight and Webster

In Memoriams

Aoife Marie McConn – Supervisors Carmen Chu and Sean Elsbernd
Sean Wilson – Supervisor Ross Mirkarimi

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:39 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 6, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 30 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 26, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 10:00 AM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:20 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 21, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the City Operations and Neighborhood Services Committee

110656 [Environment Code - Cell Phone Disclosure Requirements]
Sponsors: Avalos; Mar
Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

Ordinance No. 165-11

FINALLY PASSED

Recommendation of the Budget and Finance Committee

110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]
Sponsors: Mayor; Chiu
Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.
(Fiscal Impact)

Ordinance No. 149-11

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

110277 [Planning Code - Vintage Signs]
Sponsor: Campos
Ordinance amending the San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Ordinance No. 160-11

FINALLY PASSED

110623 [Changing the Official Sidewalk Width - Brotherhood Way]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

Ordinance No. 161-11

FINALLY PASSED

110627 [General Plan Amendment - Community Safety Element]
Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

Ordinance No. 162-11

FINALLY PASSED

110180 [Changing the Official Sidewalk Width - Clarence Place]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

Ordinance No. 163-11

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.
(Fiscal Impact)

Ordinance No. 147-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Ordinance No. 146-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110534 [Administrative Code - Public Works Greening Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

Ordinance No. 150-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110549 [Park Code - Harding Park and Fleming Golf Courses Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

Ordinance No. 151-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110550 [Park Code - Lincoln Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

Ordinance No. 152-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110551 [Park Code - Sharp Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

Ordinance No. 153-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu. Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110552 [Park Code - Golden Gate Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

Ordinance No. 154-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110706 [Administrative Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

Ordinance No. 155-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

Ordinance No. 156-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

Ordinance No. 157-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

Ordinance No. 158-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

Ordinance No. 159-11

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110654 [General Obligation Bond Election - Road Repaving and Street Safety - $248,000,000]

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: $248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.
(Fiscal Impact)

Ordinance No. 148-11

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Cohen, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Elsbernd, Farrell

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

110503 [Administrative Code - Regulating Overtime Available for City Employees]
Sponsor: Chiu

Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Ordinance be CONTINUED ON FIRST READING to August 2, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

101225 [Landfill Disposal and Facilitation Agreements - Recology San Francisco]

Resolution approving a ten-year Landfill Disposal Agreement and Facilitation Agreement with Recology San Francisco under Charter Section 9.118. (Environment)

Resolution No. 322-11

ADOPTED by the following vote:

Ayes: 9 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Avalos, Campos

110380 [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]
Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.
(Fiscal Impact)

Resolution No. 309-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110559 [Lease and Use Agreement - Continental Airlines, Inc.]
Sponsor: Mayor

Resolution approving and authorizing the execution of Modification No. 6 of the 1981 Airline-Airport Lease and Use Agreement L82-0316 with Continental Airlines, Inc., to provide a retroactive rent credit for terminal rent of exclusive use space vacated in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.

Resolution No. 310-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110560 [Lease and Use Agreement - Continental Airlines, Inc.]

Sponsor: Mayor

Resolution approving and authorizing the execution of Modification No. 1 of the 2011 Lease and Use Agreement L10-0275 with Continental Airlines, Inc., to modify the demised premises by elimination of all exclusive use space in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.

Resolution No. 311-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110586 [Management Services Agreement - Sewer System Improvement Program - Not to Exceed $150,000,000]

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed $150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)

Resolution No. 307-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110725 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed $11,000,000]

Sponsor: Wiener

Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $11,000,000 to finance various capital facilities owned or leased by Children's Day School.

Resolution No. 312-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

From the Budget and Finance Sub-Committee Without Recommendation

100672 **[Agreement Amendment - Titan Outdoor for Advertising on San Francisco Municipal Transportation Agency Property]**
Sponsor: Elsbernd

Resolution approving Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property between the City and Titan Outdoor, LLC, to allow advertising window wraps on up to 5% of the San Francisco Municipal Transportation Agency's buses and up to 10% of the San Francisco Municipal Transportation Agency's light rail vehicles and to change the approval requirements for advertising in parking garages.

Privilege of the floor was granted to Sonali Bose (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 8 - Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 3 - Avalos, Campos, Elsbernd

Resolution approving Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property between the City and Titan Outdoor, LLC, to allow advertising window wraps on up to 15 transit vehicles and to change the approval requirements for advertising in parking garages.

Resolution No. 313-11

ADOPTED AS AMENDED by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim
Noes: 5 - Avalos, Campos, Mar, Mirkarimi, Wiener

Recommendations of the Land Use and Economic Development Committee

110729 **[Issuance and Sale of Special Tax Bonds - GreenFinanceSF Program - Not to Exceed $100,000,000]**
Sponsors: Mayor; Mar

Resolution authorizing the issuance and sale of special tax bonds (federally taxable) in an aggregate principal amount not to exceed $100,000,000 and authorizing related documents and actions in connection therewith.

Resolution No. 308-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110730 [Loan Loss Reserve Agreement and Approving Administrative Terms and Conditions - GreenFinanceSF Program]

Sponsors: Mayor; Mar

Resolution 1) approving the administrative terms and conditions for the GreenFinanceSF owner-arranged financing program; 2) identifying the San Francisco Department of the Environment, or its City agency designee, as the Program Administrator for the City; 3) setting reporting requirements; and 4) authorizing the execution of a loan loss reserve agreement and related matters.

Supervisor Mar, seconded by Supervisor Avalos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 323-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110738 [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]

Sponsor: Mirkarimi

Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 110739. Male Speaker; Walter Paulson; Floyd Tremmel; Karen Hanklin; Megan Mitchell; Greg Johnson; Minetta White; Kass Kajura; Female Speaker; Male Speaker; Ace Washington; Ray Hartz; spoke in support of the assessment district. Male Speaker; Charles; Phil Perkins; spoke in opposition to the assessment district. There were no other speakers. The President continued the public hearing open to September 13, 2011, at 3:00 p.m., and reconvened as the Board of Supervisors.

Supervisor Mirkarimi, seconded by Supervisor Mar, moved that this Hearing be CONTINUED to September 13, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Committee of the Whole Adjourn and Report

110739 **[Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi

Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

Supervisor Mirkarimi, seconded by Supervisor Mar, moved that this Resolution be CONTINUED to September 13, 2011, at 3:00 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Chiu, seconded by Supervisor Kim, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Dave Lewis of Save the Bay in recognition of their 50th Anniversary, accomplishments, and continued community support.

COMMITTEE REPORTS

Recommendations of the Rules Committee

110591 [Settlement of Lawsuit - T-Mobile West Corporation]
Sponsor: Elsbernd

Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Avalos, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener
Noes: 4 - Avalos, Campos, Mar, Mirkarimi

110596 [Settlement of Claim - Shatese Stewart - $250,000]

Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110694 [Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110714 [Settlement of Lawsuit - Arash Ghanadan - $50,000]

Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110582 [Settlement of Claim - Weintraub Capital Management, LP - $117,470.45]

Resolution approving the settlement of the unlitigated claim filed by Weintraub Capital Management, LP against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of $117,470.45; claim was filed on January 25, 2011. (City Attorney)

Resolution No. 315-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110713 [Settlement of Unlitigated Claim - Ned Bresnahan - $265,000]

Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for $265,000; claim was filed on March 28, 2011.

Resolution No. 314-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110715 [Settlement of Unlitigated Claims - Pearl Howell - $80,000]

Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for $80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

Resolution No. 316-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Land Use and Economic Development Committee

110506 [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]

Sponsors: Mirkarimi; Wiener, Mar and Campos

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Mirkarimi, seconded by Supervisor Cohen, moved that this Ordinance be CONTINUED ON FIRST READING to August 2, 2011. The motion carried by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Farrell, Kim, Mar, Mirkarimi

Noes: 4 - Chu, Cohen, Elsbernd, Wiener

110592 [Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]

Sponsors: Mar; Avalos

Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow one additional eating and drinking use as principally permitted in the Inner Clement Neighborhood Commercial Districts and allow any additional eating and drinking use in that district as conditionally permitted; 2) allow eating and drinking uses in the Outer Clement Neighborhood Commercial District with a conditional use permit; 3) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking uses in the Geary Boulevard Fast-Food Subdistrict; 4) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Avalos requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi

Noes: 3 - Chu, Elsbernd, Wiener

110769 [Transportation Code - Car Share Vehicle Parking Restrictions]

Sponsors: Mayor; Chiu

Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110813 [CEQA Findings for Firehouse Improvements]
Sponsors: Mayor; Chiu
Resolution of the Board of Supervisors of the City and County of San Francisco determining and making certain findings under the California Environmental Quality Act relating to the construction and improvement of certain firehouses and determining other matters related thereto.

Resolution No. 317-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Budget and Finance Sub-Committee

110749 [Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.
(Fiscal Impact; Economic Impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
Female Speaker; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Male Speaker; expressed various religious concerns.
Walter Paulson; shared in song certain concerns with the Board.
Jonathon Gast, representing Congresswoman Jackie Speier; spoke in support of District 12.
Leon Walker; expressed various concerns relating to South Park.
Laverne Woods; expressed various concerns relating to South Park.
Michael MacTrellis; expressed various concerns relating to gay rights.
Male Speaker; expressed various concerns relating to harassment.
Emil Lawrence; expressed various concerns.
Nancy Cross; expressed various concerns relating to homelessness.
Mark; spoke in support of legislation relating to credit card charges to taxi cab drivers.
John Heim; spoke in support of legislation relating to credit card charges to taxi cab drivers.
David Kaan; spoke in support of legislation relating to credit card charges to taxi cab drivers.
Ray Hartz; expressed concerns relating to government.
Peter Warfield; expressed concerns relating to the SF Public Library.
Otto Duffy; expressed various concerns relating to the Federal budget.
Larry Mamood; spoke in support of legislation relating to credit card charges to taxi cab drivers.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY

110868 [Closed Session - Potential Litigation - Health Care Security Ordinance]
Sponsor: Campos

Motion that the Board of Supervisors convene in closed session on July 26, 2011, to consult with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation against the City involving amendments to the Health Care Security Ordinance. Government Code Section 54956.9(b) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.

The President inquired as to whether any member of the public wished to address the Board regarding convening in closed session. There were no speakers. The President declared public comment closed.

Motion No. M11-123

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

CONVENED IN CLOSED SESSION

The Board recessed at the hour of 5:59 p.m. to convene in closed session pursuant to the above motion with the following attendance: Supervisors Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Persons in attendance:
Cheryl Adams, Deputy City Attorney
Vince Chhabria, Deputy City Attorney
Angela Calvillo, Clerk of the Board
Rick Caldeira, Legislative Deputy Director

Matter was heard in Closed Session and Filed.

RECONVENING OF THE BOARD

The Board reconvened at the hour of 7:00 p.m. with the following attendance: Supervisors Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

Supervisor Mirkarimi, seconded by Supervisor Chu, moved not disclose its Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

CALLED FROM COMMITTEE

110546 [Administrative Code - Health Care Security Ordinance]
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.
(Economic Impact)

Supervisor Campos, seconded by Supervisor Cohen, moved that this Ordinance be CONTINUED ON FIRST READING to August 2, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110859 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3 and 607.4 and amending various other Code sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Resolution No. 318-11

ADOPTED

110860 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending Sheets SU01, SS01, and SS02 of the San Francisco Zoning Map to: 1) add blocks and lots to the Washington-Broadway Special Use District 1; 2) add blocks to the Waterfront Special Use District 2; 3) delete blocks and add lots to the Waterfront Special Use District 3; 4) make the boundaries of the Special District for Sign Illumination on Broadway co-extensive with the Broadway Neighborhood Commercial District; 5) delete the Van Ness Special District for Sign Illumination; and 6) add The Embarcadero from Taylor Street to Second Street to the Special District for Scenic Streets; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Resolution No. 319-11

ADOPTED

110865 [Pedicab Fare Schedule - Cabrio Taxi]
Sponsor: Chiu
Resolution approving the pedicab fare schedule for Cabrio Taxi.

Resolution No. 320-11

ADOPTED

110866 [Commending the 50th Anniversary of Save the Bay]
Sponsors: Chiu; Mar
Resolution commending Save the Bay on its 50th Anniversary in 2011.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 324-11

ADOPTED

110867 [Accept and Expend Grant - Criminal Restitution Compact - $85,658.40]
Sponsor: Cohen
Resolution authorizing the Department of the District Attorney to retroactively contract for, accept, and expend up to $85,658.40 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2011, through June 30, 2012

Resolution No. 321-11

ADOPTED

110839 [Final Map 4456: 833 - 835 Jamestown Avenue]
Motion approving Final Map 4456, a 198 Residential Unit Condominium Project, located at 833-835 Jamestown Avenue being a subdivision of Lot 277 in Assessors Block No. 4991; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; conditionally accepting offers of easements; and approving a Public Improvement Agreement related to the Final Map. (Public Works Department)

Motion No. M11-122

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chu requested that File No. 110740 be severed so that it may be considered separately.

110740 [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]
Sponsors: Cohen; Mar and Avalos
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

Resolution No. 325-11

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 1 - Chu

Supervisor Campos requested that File No. 110743 be severed so that it may be considered separately.

110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]
Sponsors: Campos; Mar, Avalos and Mirkarimi
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the City cab drivers.

Supervisor Mirkarimi requested to be added as a co-sponsor.

ADOPTED. The motion FAILED by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Mirkarimi
Noes: 4 - Chu, Elsbernd, Farrell, Wiener

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Supervisor Elsbernd requested that File No. 110869 be severed so that it may be considered separately.

110869 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Motion be CONTINUED AS AMENDED to August 2, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinance

110221 [Administrative Code - Community Policing]
Sponsors: Campos; Mirkarimi, Cohen, Mar and Avalos
Ordinance amending the San Francisco Administrative Code by adding Section 2A.83 to: 1) set a policy of community policing in the City and County of San Francisco; 2) define community policing; and 3) urge the Police Commission and Chief of Police to review and as necessary amend the Police Department's policies and procedures for consistency with the community policing policy.

03/01/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 3/31/2011.

07/26/11; SUBSTITUTED AND ASSIGNED to Public Safety Committee.

Resolutions

110883 [Accept and Expend Grant - Mass Notification System Security Improvements - $551,552]
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $551,552 from the Department of Homeland Security, 2010 Port Security Grant Program, for Ferry Building and Ferry Terminal Mass Notification System improvements at the Port of San Francisco.

07/26/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110884 [Accept and Expend Grant - the STOP Study - $443,333]
Sponsor: Wiener
Resolution authorizing the San Francico Department of Public Health to retroactively accept and expend a grant from the Centers for Disease Control and Prevention in the amount of $443,333 to fund the STOP Study for the period of June 15, 2011, through June 14, 2012.

07/26/11; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

110885 [Accept and Expend Grant - Maritime CCTV System Security Improvements - $45,000]
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $45,000 from the Department of Homeland Security, FY2008 Infrastructure Protection Program Port Security Grant Program for the deployment of CCTV/intrusion detection system for the SFPD Marine Unit, the Harbor Master's small boat berthing area, and the fueling dock, all located at Hyde Street Harbor.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110886 [Accept and Expend Grant - Improving Blood Safety and HIV Testing - $42,580]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $42,580 from the Blood Systems, Inc., to participate in a program entitled "Improving Blood Safety and HIV Testing in Brazil: A Randomized Controlled Trial" for the period of April 12, 2011, through March 31, 2012.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110887 [Accept and Expend Grant - Technical Assistance to Support President's Emergency Plan for Aid - $62,123]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $62,123 from the University of California San Francisco, to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for Aid" for the period of April 1, 2011, through March 31, 2012.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110888 [Accept and Expend Grant - Support for President's Emergency AIDS Plan - $72,877]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $72,877 from the University of California San Francisco, to participate in a program entitled "Tanzania UCSF Technical Assistance to Support the President's Emergency Plan for AIDS" for the period of April 1, 2011, through March 31, 2012.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110890 [Salvadoran's Day - August 6, 2011]
Sponsor: Avalos
Resolution proclaiming August 6, 2011, as Salvadoran's Day in the City and County of San Francisco to acknowledge the Salvadorian contributions in the Bay Area.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110891 [Visitacion Valley Branch Library Grand Opening]
Sponsor: Cohen
Resolution recognizing the grand opening of the new Visitacion Valley Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110892 **[Commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University]**

Sponsors: Farrell; Cohen, Chu, Elsbernd, Mar, Mirkarimi, Kim, Chiu, Campos and Avalos

Resolution commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University in their work to strengthen a community amongst Post 9-11 veterans, veteran resource providers, and residents of the City and County of San Francisco.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110893 **[KALW Day - September 8, 2011]**

Sponsor: Mar

Resolution honoring KALW and proclaiming September 8, 2011, as "KALW Day" in the City and County of San Francisco.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110894 **[Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as "Secure Communities" and Supporting AB 1081]**

Sponsors: Mirkarimi; Campos, Mar, Chiu, Avalos and Kim

Resolution urging Governor Jerry Brown and Attorney General Kamala Harris to join the Governors of Illinois, Massachusetts, and New York in suspending or terminating agreements with Immigration and Customs Enforcement (ICE) on the Police/ICE collaboration program known as "Secure Communities" and to support Assembly Bill 1081, the TRUST Act - state legislation that would permit localities to opt out of the program.

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

110889 **[Suspending Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 6, 2011, Board Meeting]**

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m., at the September 6, 2011, Board Meeting. (Clerk of the Board)

07/26/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

110896 [Hearing - Illegal Conversions of Rental Housing]
Sponsor: Avalos
Hearing on conversions of housing and rental housing to vacation rentals, requesting presentations from the Planning Department, Department of Building Inspection, Rent Board, City Attorney, and Treasurer on the magnitude of this problem and of the conversions and potential solutions.

07/26/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110897 [Hearing - Public Safety Policies and Programs on Citywide MUNI Lines]
Sponsor: Cohen
Hearing to discuss public safety policies and programs implemented by City departments, such as the San Francisco Municipal Transportation Agency and San Francisco Police Department, on Citywide MUNI lines including the enforcement of MUNI fare collection.

07/26/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110898 [Hearing - Moderate and Middle Income Housing Production, Attraction, and Retention of Jobs in San Francisco]
Sponsors: Wiener; Chu
Hearing to discuss among the Mayor's Offices of Housing and Economic and Workforce Development, City Planning, and Controller regarding the City's plans for significantly increasing the production of moderate and middle income housing, the status of the review of the Inclusionary Housing Program, how that review will address a needed increase in moderate income housing, and the connection between the production of middle and moderate income housing and the City's ability to attract, retain, and increase private and non-profit sector jobs.

07/26/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCE

110692 [Settlement of Lawsuit - West Bay Builders, Inc. - City to Retain $900,000]
Ordinance authorizing settlement of the lawsuit entitled West Bay Builders, Inc. v. City and County of San Francisco, San Francisco Superior Court Case No. CGC-10-503366, arising from a breach of contract dispute regarding Contract No. 6159A for construction of a new Recreation and Park Department (RPD) facility known as the Minnie and Lovie Ward Recreation Center and Ocean View Park, for which West Bay Builders, Inc. (West Bay) served as the prime contractor, calling for the RPD to retain $900,000 from the contract balance and including other material terms of said settlement. (City Attorney)

07/19/11; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

110390 [Suit Against Responsible Relatives of Recipient of Services at City Hospitals to Recover Value of Services]
Resolution authorizing Tax Collector Attorney to file suit against responsible relatives to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health. (Treasurer-Tax Collector)

07/19/11; RECEIVED AND ASSIGNED to Rules Committee.

110695 [Lease and Use Agreement - Cathay Pacific Airways Limited]
Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L-10-0081 with Cathay Pacific Airways Limited for lounge space in the International Terminal of San Francisco International Airport. (Airport Commission)
(Fiscal Impact)

07/19/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110778 [Lease of Real Property - 1360 Mission Street]
Resolution authorizing the lease of 1360 Mission Street, Suite 401, for the Department of Public Health. (Real Estate Department)

07/18/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110870 [Engineering Design Agreement No. CS-879A - Water System Improvement Program - Not to Exceed $14,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879A for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $14,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110871 [Engineering Design Agreement No. CS-879B - Water System Improvement Program - Not to Exceed $15,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879B for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $15,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110872 [Engineering Design Agreement No. CS-879C - Water System Improvement Program - Not to Exceed $16,500,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879C for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $16,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110873 [Management Services Agreement No. CS-914 - Water System Improvement Program - Not to Exceed $30,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Bay Division Region Construction Management Services Agreement No. CS-914 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $30,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110874 [Management Services Agreement No. CS-918 - Water System Improvement Program - Not to Exceed $17,500,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase New Irvington Tunnel Construction Management Services Agreement No. CS-918 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $17,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110875 [Management Services Agreement No. CS-963 - Water System Improvement Program - Not to Exceed $34,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Program Construction Management Services Agreement No. CS-963 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $34,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

There were none.

In Memoriams

Nancy Ho – Board President David Chiu
Miguel Wooding – Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:04 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 6, 2011.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT
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Tuesday, August 2, 2011 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Malia Cohen, Sean Elsbernd, Mark Farrell, Jane Kim, Eric Mar, Ross Mirkarimi, and Scott Wiener

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:12 p.m. On the call of the roll, Supervisor Kim was noted absent. There was a quorum.

Supervisor Kim was noted present at 2:13 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Avalos, moved to approve the Board Meeting Minutes of June 28, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Land Use and Economic Development Committee

110769 [Transportation Code - Car Share Vehicle Parking Restrictions]
Sponsors: Mayor; Chiu
Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

Ordinance No. 169-11

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

110749 **[Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]**
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.
(Fiscal Impact; Economic Impact.)

Ordinance No. 164-11

FINALLY PASSED

Recommendations of the Rules Committee

110596 **[Settlement of Claim - Shatese Stewart - $250,000]**
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 168-11

FINALLY PASSED

110694 **[Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

Ordinance No. 167-11

FINALLY PASSED

110714 **[Settlement of Lawsuit - Arash Ghanadan - $50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 166-11

FINALLY PASSED

110823 [Appointment, Eastern Neighborhood Citizens Advisory Committee - L Joseph Boss]

Motion appointing L Joseph Boss, term ending October 19, 2013, to the Eastern Neighborhood Citizen Advisory Committee. (Clerk of the Board)

L Joseph Boss, seat 3, succeeding Susan Eslick, resigned, must be nominated by District 10 Supervisor and confirmed by the full Board, for the unexpired portion of a four-year term ending October 19, 2013.

Motion No. M11-124

APPROVED

110824 [Appointments, Child Care Planning and Advisory Council - Karen Burch, Marjorie Weiss, and Barbara Manzanares]

Motion appointing Karen Burch, Marjorie Weiss, and Barbara Manzanares, terms to be determined, to the Child Care Planning and Advisory Council. (Clerk of the Board)

Karen Burch, seat 1, succeeding Margaret Jerene, term expired, must be a nominee of District 1 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative," for a three-year term to be determined.

Marjorie Weiss, seat 7, succeeding Juanita Santana, term expired, must be a nominee of District 7 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "community representative," for a three-year term to be determined.

Barbara Manzanares, seat 11, succeeding Pamela Tate-Roger, resigned, must be a nominee of District 11 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative," for a three-year term to be determined.

Motion No. M11-125

APPROVED

110830 [Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo]
Motion appointing Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area (Clerk of the Board)
Nella Manuel, seat 4, new appointment, must be a senior or disabled resident of the Central Market Street and Tenderloin Area or in District 6 bounded on the southern side by 13th Street and Townsend Street, for a term to be determined.
Robert Marquez, seat 6, new appointment, must represent a community-based organization or provide direct services to the Central Market Street and Tenderloin Area or in District 6, bounded on the southern side by 13th Street and Townsend Street, for a term to be determined.
Dina Hilliard, seat 7, new appointment, must have small business expertise and familiarity with the Central Market Street and Tenderloin Area, for a term to be determined.
LJ Cirillo, seat 8, new appointment, must have expertise on homelessness, transitional age youth, or supportive housing and familiarity with the Central Market Street and Tenderloin Area or in District 6, bounded on the southern side by 13th Street and Townsend Street bounded, for a term to be determined.

Motion No. M11-126

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

110503 [Administrative Code - Regulating Overtime Available for City Employees]
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED ON FIRST READING to September 6, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110528 [Feeder Agreement - BART]

Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

Privilege of the floor was granted to Sonali Bose (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 348-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Land Use and Economic Development Committee

110506 [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]

Sponsors: Mirkarimi; Wiener, Mar and Campos

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED on Page 36, beginning on Line 7, by adding '(b) No extension may be granted pursuant to subjection (a), above, for Limited Live Performance Permits granted in the following areas: the North Beach Neighborhood Commercial District as defined in Planning Code Section 722.1; and the Polk Street Neighborhood Commercial District as defined in Planning Code Section 723.1.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Farrell, seconded by Supervisor Chiu, moved that this Ordinance be AMENDED on Page 36, beginning on Line 7, following the previous amendment, by adding '; the Union Street Neighborhood Commercial District as defined in Planning Code Section 725.1; the north and south sides of Chestnut Street between the east side of Fillmore Street and the west side of Divisadero Street, and the north side of Lombard Street, between Fillmore Street and Divisadero Street.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Farrell, seconded by Supervisor Chiu, moved that this Ordinance be AMENDED on Page 31, beginning on Line 25, by adding '(2) The Director shall provide a copy of all Limited Live Performance Permit applications and the corresponding public hearing notices within a specified geographic area to any Person who, in writing or by email, requests such and identifies the area. Such applications and notices shall be given at least 30 days prior to the date of the public hearings, or within 5 days after receipt of the request if the request is less than 30 days prior to the hearing.' The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to: 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110592 [Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]

Sponsors: Mar; Avalos

Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow one additional eating and drinking use as principally permitted in the Inner Clement Neighborhood Commercial Districts and allow any additional eating and drinking use in that district as conditionally permitted; 2) allow eating and drinking uses in the Outer Clement Neighborhood Commercial District with a conditional use permit; 3) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking uses in the Geary Boulevard Fast-Food Subdistrict; 4) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Ordinance No. 170-11

FINALLY PASSED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi

Noes: 3 - Chu, Elsbernd, Wiener

Recommendation of the Rules Committee

110591 [Settlement of Lawsuit - T-Mobile West Corporation]
Sponsor: Elsbernd

Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

FINALLY PASSED by the following vote:
Ayes: 8 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mirkarimi, Wiener
Noes: 3 - Avalos, Campos, Mar

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Ordinance No. 171-11

FINALLY PASSED by the following vote:

Ayes: 7 - Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Wiener
Noes: 4 - Avalos, Campos, Mar, Mirkarimi

CALLED FROM COMMITTEE

110546 [Administrative Code - Health Care Security Ordinance]
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim

Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.
(Economic Impact)

Supervisor Campos, seconded by Supervisor Mirkarimi, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 9 - Avalos, Campos, Chu, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener
Noes: 2 - Chiu, Cohen

NEW BUSINESS

Recommendations of the Budget and Finance Committee

110594 [Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]

Sponsors: Campos; Mar, Avalos, Chiu, Mirkarimi and Kim

Ordinance amending the San Francisco Administrative Code Sections 12R.5, 12R.7, 12R.16, 12R.17, 12R.18, and 12R.25 to: 1) enhance the Office of Labor Standards Enforcement's enforcement of the City's Minimum Wage Ordinance by clarifying agency access to places of employment; 2) require a policy to resolve complaints or initiate enforcement actions within one year; 3), raise the penalty for employer retaliation; 4) impose a penalty for failure to post minimum wage rates; 5) provide for posting notice to employees upon commencement of an investigation and public posting of employer non-compliance, and impose penalties for violation of these posting requirements; 6) impose a penalty for failure to provide employer's name, address, and telephone number to employees; 7) allow for back wages held in escrow for an employee for three years or more to be used to enforce the Minimum Wage Ordinance or other laws enforced by the Office of Labor Standards Enforcement if the Office of Labor Standards Enforcement cannot locate the employee; 8) provide authority to immediately issue an administrative citation upon sufficient evidence of certain violations; and 9) require industry-focused outreach materials for employees.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110583 [Administrative Code - Cash Difference and Overage Funds]

Ordinance amending the San Francisco Administrative Code Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110217 [Purchase Agreement - Permanent Access Road Easement and Temporary Construction Easement - San Joaquin County - $10,000]

Resolution approving and authorizing an agreement for the purchase of a permanent access road easement and a temporary construction easement over, on, and in portions of Assessor's Parcel Nos. 253-170-05 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of $10,000; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Resolution No. 330-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110428 [Purchase Agreement - Permanent Tie-Back Easement and Temporary Construction Easement - San Mateo County - $87,570]

Resolution approving and authorizing an agreement for the purchase of a permanent tie-back easement and a temporary construction easement over, on, and in portions of Assessor's Parcel No. 038-200-020 located in the Town of Hillsborough, San Mateo County, and required for the Crystal Springs Pipeline No. 2 Replacement Project, known as Project No. CUW37801, for a purchase price of $87,570; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 329-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110429 [Purchase Agreement - Two Permanent Access Road Easements and Two Temporary Construction Easements - San Joaquin County - $83,900]

Resolution approving and authorizing an agreement for the purchase of a two permanent access road easements and two temporary construction easements over, on, and in portions of Assessor's Parcel Nos. 253-270-17, 19, 21, 24, and 25 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of $83,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 328-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110721 [Mortgage Revenue Bonds - 121 Golden Gate Avenue - Not to Exceed $26,000,000]
Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future bonded indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $26,000,000 for 121 Golden Gate Avenue (121 Golden Gate Avenue Senior Community); 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $26,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Resolution No. 327-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110723 [Contract Amendment - Transbay Joint Powers Authority - Transbay Transit Center Program Services - Not to Exceed $3,280,677]

Sponsor: Kim

Resolution approving the First Amendment to Contract No. CS -159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center Program Services pursuant to Charter Section 9.118 in an amount not to exceed $3,280,677, retroactive to August 9, 2010.
(Fiscal Impact)

Resolution No. 326-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110724 [Exchange and Conveyance of Real Property - Folsom and Essex Streets Intersection]

Sponsor: Kim

Resolution 1) approving the exchange of a portion of City property located near the intersection of Folsom Street and Essex Street with a portion of abutting real property owned by 515 Folsom Street LLC; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Resolution No. 331-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110726 [Agreement - Serco, Inc. - SFpark Pilot Project - Not to Exceed $44,080,000]

Sponsor: Wiener

Resolution approving the Fourth Amendment to the Agreement with Serco, Inc., to: 1) replace, upgrade, and add parking meters; 2) conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project; and 3) to increase the contract not-to-exceed amount by $22,000,000 utilizing a loan from the Metropolitan Transportation Commission for a total not-to-exceed amount of $44,080,000.
(Fiscal Impact)

Resolution No. 332-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110736 [Real Property - Office of the Chief Medical Examiner Relocation - 1 Newhall Street - $5,304,500]

Sponsor: Mayor

Resolution authorizing the execution and performance of an option to purchase the approximately 33,000 square foot industrial building and land at 1 Newhall Street for $5,304,500 contained in a lease dated for reference December 20, 2006, by and between 1 Newhall, LLC, as Landlord, and the City and County of San Francisco, as tenant; adopting findings under the California Environmental Quality Act and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

Resolution No. 351-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110812 [Contract Amendment - Cypress Security, LLC - Security Services - an Additional $17,100,000]

Sponsor: Wiener

Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional $17,100,000 to continue security services for an additional three years.
(Fiscal Impact.)

Resolution No. 333-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110862 [TIDA Contract Amendment - AMEC Geomatrix, Inc. - Retroactively Extending Term through June 30, 2012]

Sponsor: Mayor

Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to retroactively extend the term through June 30, 2012.

Resolution No. 334-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110863 [Extending Time to Consider Continuing Redevelopment Activities]

Sponsors: Mayor; Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener

Resolution expressing the non-binding intent of the City and County of San Francisco to comply with Part 1.9 of the California Health and Safety Code, recently added by Assembly Bill 27, for the purpose of providing the Board of Supervisors with up to an additional month, until November 1, 2011, to consider adopting an ordinance allowing the City and County of San Francisco to continue to undertake state-authorized redevelopment activities by agreeing to make ongoing annual payments for the benefit of other taxing entities, including the San Francisco Unified School District and City College of San Francisco; and adopting findings that the Resolution is not a project under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 350-11

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Land Use and Economic Development Committee

110731 [Electricity Resource Plan Update]
Sponsors: Mayor; Cohen
Resolution endorsing an updated Electricity Resource Plan to provide a long-term vision of San Francisco's electricity future, to serve as a policy guide to be used in proposing and implementing specific actions related to electric energy programs and usage in San Francisco, and to identify potential steps toward achievement of San Francisco's goal of having zero greenhouse gas emissions from its electric usage by 2030.

Resolution No. 349-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110855 [Street Vacation - Resolution of Intention - Portion of Cayuga Avenue]
Sponsors: Mayor; Avalos
Resolution declaring the intention of the Board of Supervisors to vacate an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; and setting a hearing date of September 6, 2011, at 3:00 p.m., for all persons interested in the proposed vacation of said public right-of-way.

Resolution No. 335-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the Public Safety Committee

110732 [Executive Committee of the Corrections Partnership for Criminal Justice Realignment Appointment]
Sponsors: Mayor; Mirkarimi
Resolution appointing the San Francisco Department of Public Health to the Executive Committee of the San Francisco Community Corrections Partnership for the purpose of developing an implementation plan for criminal justice realignment.

Resolution No. 336-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110735 [County Agency Responsible for Implementation of Post-Release Community Supervision Interim Designation]

Sponsors: Mayor; Mirkarimi

Resolution designating, on an interim basis, the San Francisco Adult Probation Department as the county agency responsible for implementing post-release community supervision until an ordinance designating the San Francisco Adult Probation Department as the post-release community supervision authority is considered and adopted by the Board of Supervisors.

Resolution No. 337-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendation of the Rules Committee

110622 [Administrative Code - Allowing Paid Administrative Leave in Certain Circumstances]

Ordinance amending the San Francisco Administrative Code by adding Section 16.10 to allow the City and County of San Francisco to use time-limited paid administrative leave for its employees under certain circumstances. (Human Resources Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

110690 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to proposed Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Alan Davison (Department of Building Inspection) provided an overview of the assessments. Female Speaker; Mark Ramirez; Mr. Shotz; Tyrone Navarro (Department of Public Health); Male Speaker; Walter Paulson; spoke objecting to the proposed assessments. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

110691 [Special Assessment of Liens for Assessment of Cost]
Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

Alan Davison (Department of Building Inspection) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment: 4801 3rd Street; 1855 10th Avenue; 3850 17th Street; 3864-3868 24th Street; 689 26th Avenue; 519 47th Avenue; 80 Alviso Street; 65 Badger Street; 601 Bosworth Street; 460 Bryant Street; 1522 Bush Street; 1012 Chenery Street; 619 Diamond Street; 85 Farallones Street; 314 Flood Avenue; 2332-36 Fulton Street; 1117 Geary Blvd.; 1122 Gilman Avenue; 1884 Green Street; 2175 Greenwich Street; 587 Haight Street; 1314 Hawes Street; 1429V Hyde Street; 2909 Jennings Street; 1084 Le Conte Avenue; 2640 Leavenworth Street; 246 Liberty Street; 58 Lobos Street; 631 Madrid Street; 3156 Mission Street; 5530 Mission Street; 55 Natoma Street; 215 Noe Street; 165 O'Farrell Street; 466 Paris Street; 32 Peralta Avenue; 130 Pope Street; 7 Seymour Street; 75 Staples Avenue; 1335 Stevenson Street; 290 Townsend Street; 548 Valencia Street; 552 Valencia Street; 65 Valley Street; 3800 Washington Street; 3810 Washington Street. The amendments to the accompanying report, as provided by the Department of Building Inspection, included in File No. 110691, were received without objection.

Resolution No. 338-11

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mirkarimi, seconded by Supervisor Chu, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi introduced, welcomed, and presented a Certificate of Honor to Peter Thorp, a local teacher who started a successful girl's school in Rwanda in January 2011, in recognition of his accomplishments and continued community support. Supervisors Mar and Campos shared in the recognition.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Jen Holland of Lindy in the Park in recognition of her accomplishments and continued community support.

Supervisor Chu introduced, welcomed, and presented a Certificate of Honor to Gregg Sass of the Department of Public Health in recognition of his 10 years of service to the City and County of San Francisco as Chief Financial Officer upon his retirement.

SPECIAL ORDER 4:00 P.M.

110759 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1945 Hyde Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated January 27, 2011, Case No. 2010.0162E, that a project located at 1945 Hyde Street is exempt from environmental review under Categorical Exemption, Class 32 (State CEQA Guidelines Section 15332). The project site currently contains a 19,739-square-foot, two-story over basement parking garage constructed in 1920, containing 58 off-street parking spaces providing both long-term and short term parking. The proposed project would convert the building into a three-story over basement, seven-unit residential building, with 17 parking spaces provided by stackers, and one approximately 860 square-foot commercial space along Hyde Street. The existing height of the building is 32 feet and the proposed third floor addition would increase the height to 40 feet. Modifications to the building would include conversion of the front vehicular access arches into retail entrances and conversion of an arch on Russell Street into the proposed off-street parking garage entrance. The proposed 17 space parking garage would function as a combination of the following: residential parking, community monthly parking, or hourly parking, with one dedicated car-share space. Additionally, the proposed project would increase the gross-square-footage of the building from 19,739 to 25,187 square feet, Assessor's Block No. 0123, Lot No. 002. (District 3) (Appellant: Jamie Cherry on behalf of the Russian Hill Community Association). (Clerk of the Board)
(Filed July 13, 2011; Companion Measure to File Nos. 110760, 11761 and 110762.)

The President inquired as to whether any member of the public wished to address the Board. The President indicated written communications were received from the Appellants further indicating there would be no representatives from the Appellants at the hearing. Walter Paulson; spoke in support of the appeal. Sarah Jones (Planning Department) provided an overview of the decision of the Planning Department. Steve Vettel (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. There was no rebuttal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

110760 [Affirming the Exemption Determination - 1945 Hyde Street]

Motion affirming the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Motion No. M11-129

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110761 [Reversing the Exemption Determination - 1945 Hyde Street]

Motion reversing the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110762 [Preparation of Findings to Reverse the Exemption Determination - 1945 Hyde Street]

Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 4:00 P.M.

110831 [Public Hearing - Appeal of Tentative Parcel Map - 1621 Montgomery Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 6, 2011, approving a Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310. (District 3) (Appellant: Sandra M. Bonato on behalf of the Lombard Plaza Owners Association). (Clerk of the Board)

(Filed July 15, 2011; Companion Measure to File Nos. 110832, 110833, and 110834.)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance. Steven Weil (Appellant) and Ralph Kertstetter (Project Sponsor) both spoke in favor of the continuance. There were no other speakers.

Supervisor Mirkarimi, seconded by Supervisor Chu, moved that this Hearing be CONTINUED open to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

The President CONTINUED the Hearing open to September 6, 2011, at 2:30 p.m.

110832 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1621 Montgomery Street]

Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map.

Supervisor Mirkarimi, seconded by Supervisor Chu, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110833 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1621 Montgomery Street]

Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Supervisor Mirkarimi, seconded by Supervisor Chu, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110834 [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1621 Montgomery Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-unit commercial condominium subdivision at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310.

Supervisor Mirkarimi, seconded by Supervisor Chu, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

SPECIAL ORDER 4:00 P.M.

110835 [Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: John M. Sanger, Catherine Sanger, David Davies, and Jack Weeden). (Clerk of the Board) (Filed July 11, 2011; Companion Measure to File Nos. 110836, 110837, and 110838.)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Supervisor Chu, seconded by Supervisor Cohen, moved that this Hearing be CONTINUED open to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

The President CONTINUED the Hearing open to September 6, 2011, at 2:30 p.m.

110836 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]

Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

Supervisor Chu, seconded by Supervisor Cohen, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110837 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]

Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Supervisor Chu, seconded by Supervisor Cohen, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110838 [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (Clerk of the Board)

Supervisor Chu, seconded by Supervisor Cohen, moved that this Motion be CONTINUED to September 6, 2011, at 2:30 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

COMMITTEE REPORTS

Recommendation of the Government Audit and Oversight Committee

110688 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled "The Parkmerced: Government by Developer"]

Sponsor: Campos

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "The Parkmerced Vision: Government by Developer" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board)

ADOPTED by the following vote:
Ayes: 9 - Avalos, Chiu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi, Wiener
Noes: 2 - Campos, Kim

Supervisor Avalos, seconded by Supervisor Kim, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ADOPTED by the following vote:
Ayes: 7 - Chiu, Cohen, Elsbernd, Farrell, Mirkarimi, Wiener
Noes: 4 - Avalos, Campos, Kim, Mar

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Resolution No. 339-11

ADOPTED by the following vote:

Ayes: 6 - Chiu, Chu, Cohen, Elsbernd, Farrell, Wiener
Noes: 5 - Avalos, Campos, Kim, Mar, Mirkarimi

Recommendations of the Rules Committee

110772 [Resolution of Intention - West Portal Community Benefit District]
Sponsor: Elsbernd

Resolution 1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "West Portal Community Benefit District" and to levy a multi-year assessment on identified parcels in the district; 2) approving the management district plan and engineer's report and proposed boundaries map for the district; 3) ordering and setting a time and place for a public hearing thereon; 4) approving the form of the Notice of Public Hearing and Assessment Ballots; and 5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Resolution No. 340-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110844 [Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Eva Pirring, Felica Denia, Steven Suzuki, Brad Paul, Mara Blitzer, Jesus Perez, and Linda Pierce]

Motion appointing seven members, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Motion No. M11-128

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Recommendations of the City Operations and Neighborhood Services Committee

110343 [Liquor License Expansion - 1168 Folsom Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Craig and Elizabeth Wathen, for the expansion of the City Beer Store into the adjacent office space located at 1168 Folsom Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 341-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110544 [Liquor License Transfer - 1423 Polk Street]

Resolution determining that the premise to premise transfer of a Type 48 on-sale general public premises liquor license from 1060 Geary Street to 1423 Polk Street (District 3), to Lori Martens for KoKo Cocktails (dba the HI-LO Club), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 342-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110864 [Application Approval - Comprehensive HIV Prevention Programs - $8,085,800]

Sponsors: Mayor; Wiener

Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2012 to continue to receive funding for the "Comprehensive HIV Prevention Programs" grant from the Centers for Disease Control and Prevention, requesting $8,085,000 in HIV prevention funding for San Francisco; from January 1, 2012, through December 31, 2012.

Resolution No. 343-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Colin Gallagher; spoke in opposition to proposed legislation relating to secure communities.
Walter Paulson; shared in song certain concerns with the Board.
Emil Lawrence; expressed concerns relating to MTA Director recruitment.
Tracy Parrish; spoke in support of proposed legislation relating to Final Map No. 5580: 49-55 Columbus Avenue.
Michael Kim; spoke in support of proposed legislation relating to Final Map No. 5580: 49-55 Columbus Avenue.
Male Speaker; spoke in support of proposed legislation relating to Final Map No. 5580: 49-55 Columbus Avenue.
Male Speaker; spoke in support of proposed legislation relating to VetSTRONG.
Male Speaker; expressed various concerns.
Female Speaker; expressed various concerns relating to revenue generation.
Ray Hartz; expressed concerns relating to government.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

110885 [Accept and Expend Grant - Maritime CCTV System Security Improvements - $45,000]
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $45,000 from the Department of Homeland Security, FY2008 Infrastructure Protection Program Port Security Grant Program for the deployment of CCTV/intrusion detection system for the SFPD Marine Unit, the Harbor Master's small boat berthing area, and the fueling dock, all located at Hyde Street Harbor.

Resolution No. 344-11

ADOPTED

110886 [Accept and Expend Grant - Improving Blood Safety and HIV Testing - $42,580]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $42,580 from the Blood Systems, Inc., to participate in a program entitled "Improving Blood Safety and HIV Testing in Brazil: A Randomized Controlled Trial" for the period of April 12, 2011, through March 31, 2012.

Resolution No. 345-11

ADOPTED

110887 [Accept and Expend Grant - Technical Assistance to Support President's Emergency Plan for Aid - $62,123]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $62,123 from the University of California San Francisco, to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for Aid" for the period of April 1, 2011, through March 31, 2012.

Resolution No. 346-11

ADOPTED

110888 [Accept and Expend Grant - Support for President's Emergency AIDS Plan - $72,877]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $72,877 from the University of California San Francisco, to participate in a program entitled "Tanzania UCSF Technical Assistance to Support the President's Emergency Plan for AIDS" for the period of April 1, 2011, through March 31, 2012.

Resolution No. 347-11

ADOPTED

110890 [Salvadoran's Day - August 6, 2011]
Sponsor: Avalos
Resolution proclaiming August 6, 2011, as Salvadoran's Day in the City and County of San Francisco to acknowledge the Salvadorian contributions in the Bay Area.

Resolution No. 354-11

ADOPTED

110891 [Visitacion Valley Branch Library Grand Opening]
Sponsor: Cohen
Resolution recognizing the grand opening of the new Visitacion Valley Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

Resolution No. 353-11

ADOPTED

110889 [Suspending Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 6, 2011, Board Meeting]
Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m., at the September 6, 2011, Board Meeting. (Clerk of the Board)

Motion No. M11-132

APPROVED

110879 [Final Map 5570: 301-315 Moraga Street (formerly 1701-9th Avenue)]
Motion approving Final Map 5570, a 3 Lot Subdivision and 6 Residential Unit Condominium Project, located at 301-315 Moraga Street (formerly 1701-9th Avenue) being a subdivision of Lot No. 001 in Assessor's Block No. 2040; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M11-133

APPROVED

110880 [Final Map 6159: 130-23rd Avenue]
Motion approving Final Map 6159, a 6 Unit Residential Condominium Project, located at 130-23rd Avenue Street being a subdivision of Lot No. 037 in Assessor's Block No. 1382; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M11-134

APPROVED

110881 [Final Map 5209: 1301 Indiana Street and 1280 Minnesota Street]

Motion approving Final Map 5209, a Mixed-Use 32 Unit Residential and 3 Unit Commercial Condominium Project, located at 1301 Indiana Street and 1280 Minnesota Street being a subdivision of Lot No. 159 in Assessor's Block No. 4228; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M11-135

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 110689 be severed so that it may be considered separately.

110689 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on August 2, 2011, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to File No. 110689. There were no speakers. The President declared public comment closed.

Motion No. M11-127

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Elsbernd requested that File No. 110869 be severed so that it may be considered separately.

110869 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

Supervisor Elsbernd, seconded by Supervisor Campos, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Motion No. M11-130

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Farrell requested that File No. 110892 be severed so that it may be considered separately.

110892 [Commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University]

Sponsors: Farrell; Cohen, Chu, Elsbernd, Mar, Mirkarimi, Kim, Chiu, Campos and Avalos

Resolution commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University in their work to strengthen a community amongst Post 9-11 veterans, veteran resource providers, and residents of the City and County of San Francisco.

Supervisors Chiu, Campos, and Avalos requested to be added as co-sponsors.

Resolution No. 352-11

ADOPTED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

Supervisor Mirkarimi requested that File Nos. 110894 and 110878 be severed so that they may be considered separately.

110894 [Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as "Secure Communities" and Supporting AB 1081]

Sponsors: Mirkarimi; Campos, Mar, Chiu, Avalos and Kim

Resolution urging Governor Jerry Brown and Attorney General Kamala Harris to join the Governors of Illinois, Massachusetts, and New York in suspending or terminating agreements with Immigration and Customs Enforcement (ICE) on the Police/ICE collaboration program known as "Secure Communities" and to support Assembly Bill 1081, the TRUST Act - state legislation that would permit localities to opt out of the program.

Supervisor Avalos requested to be added as a co-sponsor.

Supervisor Chu, seconded by Supervisor Campos, moved that this Resolution be CONTINUED to September 6, 2011. The motion carried by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

110878 [Final Map 5580: 49-55 Columbus Avenue]

Sponsor: Chiu

Motion approving Final Map 5580, a Three Airspace Subdivision and 21 Unit Limited Equity Housing Cooperative, located at 49-55 Columbus Avenue being a subdivision of Lot No. 12 in Assessor's Block No. 195; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; and approving a Notice of Conditions of Approval related to the Final Map. (Public Works Department)

Supervisor Chiu requested to be added as sponsor.

Motion No. M11-131

APPROVED by the following vote:

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

110781 **[Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for FY ending June 30, 2012.
(Fiscal Impact)

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

110782 **[Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for FY ending June 30, 2012.

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

110783 **[Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the FY ending June 30, 2012.

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

110784 **[Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for the FY ending June 30, 2012.

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

110899 [Administrative Code - False Advertising by Limited Services Pregnancy Centers]
Sponsors: Cohen; Chiu, Wiener and Kim
Ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform.

08/02/11; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/1/2011.

110900 [Administrative Code - Film Fees and Rebate Program]
Sponsor: Farrell
Ordinance amending the San Francisco Administrative Code Sections 57.5 and 57.8 to: 1) decrease filming fees for smaller-budget productions; 2) include documentary films, docudrama films, and "reality" programming among eligible productions for the Film Rebate Program; 3) exempt productions by nonprofit entities, public service announcements, and qualifying student productions from film fees; and 4) make environmental findings.
(Fiscal Impact)

08/02/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/1/2011. Fee Ad published in the SF Examiner on 9/2/11 and 9/9/11.

110901 [Police Code - Safe Storage and Enhanced-Lethality Ammunition Findings]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Police Code by adding Sections 4511 and 613.9.5 to add findings to ordinances: 1) requiring a handgun to be kept in a locked container or disabled with a trigger lock; and 2) prohibiting the sale of enhanced-lethality ammunition.

08/02/11; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 9/1/2011.

110902 [Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]
Sponsor: Mayor
Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 34 positions (22.84 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 30 positions (19.92 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.42 FTE) in District Attorney.
(Fiscal Impact)

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110907 [Appropriating State Assembly Bill 109 Realignment Fund to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - $5,787,176]
Sponsor: Mayor
Ordinance appropriating $5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012.

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110915 [Administrative Code - Determination of Prevailing Wage Rate]
Sponsor: Mar
Ordinance amending the San Francisco Administrative Code, Section 6.22(E) to authorize departments to petition the State Director of Industrial Relations in the event the department concludes that there is no prevailing wage rate set, or that a prevailing wage has not been properly set, for a particular craft, classification or type of worker needed for a prospective public works contract.

08/02/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/1/2011.

Resolutions

110908 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the city cab drivers.

08/02/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

110909 [Accept and Expend Grant - FY2007 Supplemental Port Security Grant Program - Marine-Based Equipment Enhancements - $230,000]
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $230,000 from the Federal Emergency Management Agency for FY2007 Supplemental Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110910 [Accept and Expend Grant - FY2008 Port Security Grant Program - Type 2 Fire Boat - $7,870,484]
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $7,870,484 from the Federal Emergency Management Agency for the FY2008 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110911 [Accept and Expend Grant - FY2010 Port Security Grant Program - Rapid Response Vessel and Regional Marine Training - $645,125]
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $645,125 from the Federal Emergency Management Agency for FY2010 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110912 [Accept and Expend Grant - FEMA Assistance to Fire Fighters - Heavy-Duty Washer Extractors - $107,296]
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $107,296 from the Federal Emergency Management Agency for the purchase and installation of seven commercial washer extractors to clean personal protective equipment.
08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110913 [Gift Acceptance - Powell Street Promenade]
Sponsor: Kim
Resolution acknowledging and accepting the Union Square Business Improvement District's gift of the Powell Street Promenade on Powell Street, between Geary Boulevard and Ellis Street, and dedicating these improvements to public use.
08/02/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

110914 [Increase the Assessor-Recorder's Base Recording Fee]
Sponsor: Kim
Resolution authorizing an increase in the Assessor-Recorder's base fee for recording and indexing the first page of every instrument, paper, or notice from $3 to $10 pursuant to California Government Code Section 27361(a).
(Fiscal Impact)
08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110916 [Real Property Lease Amendment - Northeast Corner of Octavia Boulevard and Fell Street]
Sponsor: Mirkarimi
Resolution approving an amendment of lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years.
08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110917 [Real Property Sublease Amendment - Southeast Corner of Octavia Boulevard and Hayes Street]
Sponsor: Mirkarimi
Resolution approving an amendment of sublease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the southeast corner of Octavia Boulevard and Hayes Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 30 (Parcel K), to extend the sublease term from three years to five years.
08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110918 [Revolving Fund Agreement - Burial or Emergency Relocation of Crime Victims - $75,000]

Sponsor: Mirkarimi

Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving fund in the amount of $75,000 to be used to pay for verified funeral/burial expenses for eligible homicide victims and emergency relocation for victims of domestic violence and sexual assault for the period of July 1, 2011, through June 30, 2014.

08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110919 [Accept and Expend Grant - Compensation for Crime Victims - Up to $714,138]

Sponsor: Mirkarimi

Resolution authorizing the Office of the District Attorney to retroactively accept and expend up to $714,138 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement for the period of July 1, 2011, through June 30, 2012.

08/02/11; RECEIVED AND ASSIGNED to Public Safety Committee.

110920 [2011 Public Safety Realignment Plan]

Sponsor: Mayor

Resolution approving the City and County of San Francisco 2011 Public Safety Realignment Plan.

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110921 [Certificates of Participation - Moscone Center Refunding Project - Not to Exceed $110,000,000]

Sponsor: Mayor

Resolution approving the execution and delivery of not to exceed $110,000,000 aggregate principal amount of Refunding Certificates of Participation for the purpose of refinancing certain lease revenue refunding bonds issued by the Redevelopment Agency; approving a property lease, project lease, escrow agreements, and a trust agreement; providing for the manner of sale of Refunding Certificates of Participation, whether by competitive or negotiated sale; approving the form of the official notice of sale and the notice of intention to sell for the Refunding Certificates of Participation; directing the publication of the notice of intention to sell for the Refunding Certificates of Participation; approving the form of the Certificate Purchase Contract; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the acceptance by the City of certain property in connection with the execution and delivery of the Refunding Certificates of Participation; authorizing the payment of cost of issuance; authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

110922 [Lost Landmark Plaques for Uptown Tenderloin Historic District]

Sponsor: Kim

Resolution authorizing the placement of sidewalk plaques in front of nine locations in the Tenderloin neighborhood in accordance with Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance.

08/02/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110923 [Accept and Expend Grant - National Night Out - $3,000]
Sponsor: Mayor
Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant from the Target Corporation in the amount of $3,000 to purchase supplies and handouts for National Night Out community events on August 2, 2011.

08/02/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

110925 [Approval of a 30 Day Extension for Planning Commission Review]
Sponsor: Mirkarimi
Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self- Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and 7) making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

08/02/11; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

110924 [Hearing - America's Cup Workforce Development Plan Status]
Sponsor: Avalos
Hearing on the status of the America's Cup Workforce Development Plan to include reports from the Mayor's Office of Economic and Workforce Development, the Port, and America's Cup Event Authority on provisions for prevailing wage for temporary and permanent structures, ensuring high labor standards, and maximizing opportunities for local workforce training and employment on end use jobs.

08/02/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

110785 [Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]
Ordinance amending the San Francisco Planning Code by: 1) adding Section 139 to establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

07/22/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/1/2011.

110786 [Planning Code - Eastern Neighborhoods Code Cleanup]
Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

07/22/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/1/2011.

110787 [Administrative Code - Eastern Neighborhoods Code Cleanup]
Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission)

07/22/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/1/2011.

110788 [Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]
Ordinance amending San Francisco Zoning Map Sheets ZN01, ZN07, ZN08, and SU08 to: 1) correct technical errors made in Ordinance No. 299-08; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

07/22/11; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/1/2011.
9/2/2011 - Mailed notice to property owners and interested parties.

PROPOSED RESOLUTION

110814 [CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, related to the rehabilitation of the San Joaquin Pipelines Project, Project No. CUW37302; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

07/25/11; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Requests Granted

From: Supervisor Avalos
To: City Attorney
Requesting/Inquiring: Requesting City Attorney to draft legislation expanding the City's current requirements for bike parking/access in commercial buildings to existing commercial buildings.
Bicycle Access to Office Buildings Ordinance-
Requiring existing commercial buildings to either provide bike parking or allow cyclists to bring bikes into the buildings.
Background:
• Concern about bike theft is one of the major factors that discourages people from biking in the City
• Planning Code currently requires new and majorly-renovated commercial buildings to provide secured bike parking.
• However, pre-existing commercial buildings are exempted from this requirement.
Proposal:
Beginning January 1st, owners of commercial buildings that are not covered by section 155.4 would be required to do one of the following:
• Use NYC's successful "Bicycle Access to Office Buildings Law" (implemented in 2009) as a model
• Provide secure bike parking in their buildings, or
• Allow their tenants to bring their bikes into the building

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Approximately 1050 Buchanan
Northwest corner of Fulton & Webster
Northeast corner of Fillmore & Fell
Northeast corner of Page & Divisadero
Near 1326 Oak
Northeast corner of Buchanan & Fell
Northwest corner of Webster & Grove

Emergency Box
Southwest corner of Geary & Divisadero

Parking & Traffic Signs
399 Steiner
810 Fulton
1849 Divisadero

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Residential and Commercial Buildings
399 Steiner
780 Oak
799 Oak, on north side
587 Haight

1326 Grove, clothing bins etc., graffiti
725 Webster
709 Webster
Northwest corner of Oak & Divisadero
507 Divisadero
534 Divisadero
600 Divisadero
616 Divisadero
607 Divisadero
601 Divisadero
1377 Hayes
590 Baker, on north side
1333 Fulton
861 Divisadero
2186 Geary, on south and west sides
Northeast corner of Sutter & Divisadero
Approximately 1937 Divisadero
2829 California
2501 California
1550 Steiner
625 Steiner

Planter Boxes
Northwest corner of Pierce & Waller
639 Divisadero

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Northwest corner of Page & Divisadero
347 Judah
7th Avenue & Irving (near bus stops
Northwest corner of Hayes & Fillmore
Northwest corner of Pierce & Haight
1750 Fulton
Northwest corner of Divisadero & Fulton
Southwest corner of Geary & Divisadero
2825 California
2435 California
Northwest corner of Geary & Fillmore

San Francisco Chronicle
Northwest corner of Fillmore & Hayes
Southeast corner of Haight & Fillmore
Irving & 7th Avenue
Northwest corner of Steiner & Waller
Southwest corner of Haight & Clayton
Southeast corner of Haight & Masonic
Northwest corner of Hayes & Divisadero
Southwest corner of Baker & Hayes
Southeast corner of Masonic & Hayes
Southwest corner of Pine & Fillmore
Southwest corner of California & Divisadero

San Francisco Examiner
Northwest corner of Fillmore & Hayes
Northwest corner of Pierce & Haight
Southeast corner of Masonic & Hayes
Northwest corner of Divisadero & Fulton
1600 Divisadero
Northwest corner of Baker & Fulton
Southwest corner of Sutter & Divisadero
Southwest corner of California & Divisadero
Northwest corner of Geary & Fillmore

SF Weekly
Southeast corner of Masonic & Haight
444 Divisadero
2025 California
Southeast corner of Hayes & Divisadero
Southeast corner of Hayes & Masonic
Southeast corner of Masonic & Fulton
Northwest corner of Divisadero & Fulton
Northeast corner of McAllister & Divisadero
Northeast corner of Sutter & Divisadero
Southwest corner of California & Divisadero
Northeast corner of Haight & Steiner
Northwest corner of Pierce & Haight

Advertiser
2435 California
Southeast corner of Masonic & Fulton
Northwest corner of Divisadero & Fulton
Southwest corner of California & Divisadero
Northwest corner of Geary & Fillmore

Jobs and Careers
Southeast corner of Masonic & Fulton
1750 Fulton
1600 Divisadero
Northwest corner of Geary & Fillmore

Open Exchange
2825 California

Western Edition HP Journal
Southwest corner of Geary & Divisadero

USA Today
1600 Divisadero
1750 Divisadero

Real Estate Times
2825 California
Southeast corner of Masonic & Fulton

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Poles
632 Haight
334 Divisadero
280 Divisadero
444 Divisadero
628 Divisadero
445 Fillmore
1335 Fulton
Approximately 1110 Divisadero
1600 Divisadero
Southwest corner of Pine & Divisadero
Approximately 1411 Steiner
705 Oak

Wood Poles
1443 Fulton
On Buchanan between Fell & Oak on east side of street

Concrete Poles
625 Steiner
220 Divisadero, in median
1335 Fulton

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
Southeast corner of Masonic & Fulton
Southwest corner of Divisadero & Fulton
Approximately 1180 Divisadero
Northeast corner of McAllister & Divisadero
Northeast corner of Pine & Divisadero
Southeast corner of Hayes & Fillmore
Southeast corner of Page & Fillmore

Mailboxes
Southeast corner of Masonic & Hayes
Northwest corner of Fulton & Webster
Northeast corner of McAllister & Divisadero
Southwest corner of Pine & Divisadero

Street Walls and Overpasses
Southwest side of Geary & Steiner

Fire Hydrant
Southeast corner of Ellis & Steiner

Public Benches
Northeast and Northwest corners of Masonic & Hayes
Southeast corner of Masonic & Fulton

In Memoriams

Darwin Dean Dias– Supervisor Jane Kim

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:08 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 6, 2011.

Angela Calvillo, Clerk of the Board

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Houchen
Bindery Ltd